Gt. Brit. Board of trade.

JOURNAL

OF THE

COMMISSIONERS FOR TRADE AND PLANTATIONS

FROM

APRIL 1704. TO FEBRUARY 1708-9.

PRESERVED IN

THE PUBLIC RECORD OFFICE.

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PREFACE.

The printing of the Journals of the Commissioners for Trade and Plantations, usually known as Board of Trade Journals, has been undertaken with two objects—to lighten the Calendar of State Papers, Colonial, and so accelerate its progress, and to provide a means of access to the original papers not yet calendared.

As every letter received by the Commissioners was read at a meeting and noted in the Journal with all its enclosures, its place of deposit being indicated by a marginal note, any student interested in a particular subject can by means of the Journal obtain references to every paper on the subject that came before the Board.

It is hoped that the publication of these Journals down to 1782, when the Board was dissolved, may be accomplished in a reasonable time, many years before the Calendar of State Papers, Colonial, can be brought to that date.

The cross references to folios in the Journals have been printed without alteration, as it was considered that the numbers given in square brackets at the top of each page would make these references at least as exact as ordinary page references.

The present volume begins with the Journal marked I, previous Journals being included in the volumes of Calendar of State Papers, Colonial, already published.

H. C. MAXWELL LYTE.

Public Record Office,
19 *May*, 1916.

CORRIGENDA.

Page 9, *line* 1 (*margin*), "l" *dropped in* General.
„ 9, *line* 4, *for* Decomber *read* December.
„ 40, *line* 8, *for* Seeretary *read* Secretary.
„ 193, *line* 29, *for Triton's* prize *read Triton's Prize.*
„ 254, *line* 15 *from bottom, for* Hadasyd *read* Handasyd.
„ 295, *line* 19 *from bottom, for* Answer to *read* Answer of.
„ 347 (*margin*), *for* Bardadoes *read* Barbadoes.
„ 349, *line* 21, *for* be acquainted *read* he acquainted.
„ 399, *line* 6, *for* Dupont *read* Duport.
„ 440, *line* 32, *after* ports *insert* (*sic*).
„ 462, *line* 6, *for* spaech *read* speech.
„ 502 (*margin*), *for* Lord Pearson *read* Lieutenant Pearson.

Journal of the proceedings of Her Majesty's Commissioners for promoting the trade of this Kingdom, and for inspecting and improving her plantations in America and elsewhere, from the third of Aprill, 1704, to the twenty-eighth of June, 1705.

I

1704.

April 3. Present :—Lord Viscount Weymouth, Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Plantations General. *Coin.*

Ordered that a letter be writ to Mr. Lowndes to desire him to remind the Lord Treasurer of the representation of this Board of the 23rd of November last [H. *fo.* 286 ; *fo.* 44], which was referred to his lordship, relating to the rates of foreign coin in the plantations.

Virginia. *Bills.*

Mr. Jennings attending again [H. *fo.* 468 ; *fo.* 9], their lordships made a further progress in considering the Virginia bills.

April 4. Present :—Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados. *Captain Hayes recommended for engineer.*

A letter to the Board of Ordnance [H. *fo.* 467 ; *fo.* 5] inclosing a copy of paragraph B of Sir Bevil Granville's letter of 12th of January last recommending Captain Hayes to be ingineer there, was signed.

Proprieties. *Representation on Mr. Byfield's charter for naval stores.*

A representation, offering to her Majesty that a charter be granted to Mr. Byfeild and others [H. *fo.* 463 ; *fo.* 4.20] for importing naval stores from Carolina, was signed.

Bermuda. *Representation on the petition of Edward Jones.*

A representation [H. *fo.* 463 ; *fo.* 33] upon the Order of Councill of the 18th of November last [H. *fo.* 364] upon the petition of Edward Jones praying to be restored to his places in Bermuda, was signed.

Jamaica. *Several Acts considered.*

Then their lordships proceeded [*fo.* 41] upon the consideration of the Acts past at Jamaica in August, 1703, and made a progress therein.

April 5. Present :—Lord Viscount Weymouth, Lord Dartmouth, Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Leeward Islands. *Letter from Mr. Povey about Commodore Walker.*

A letter from Mr. Povey of the 4th instant by order of the lords of the committee of her Majesty's most honourable Privy Council, desiring that the papers in this office relating to Commodore Walker's proceedings [*fo.* 16] the last year at the Leeward Islands be sent to him, in order to their being laid before the said committee, who are to hear the complaints against the said Walker to-morrow, was read ; and thereupon ordered that Colonel Codrington's letter of the 8th August last [H. *fo.* 228] (the only paper in this office

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relating to the said Walker) be sent to Mr. Povey, with intimation that Colonel Codrington promised by his last letters to send in a short time to this Board an account of all things concerning his government.

Virginia. *Naval stores.*

Mr. Jennings presented to their lordships a memorial [H. *fo.* 469] relating to the production of pitch and tar in Virginia, which was read. Then their lordships made a further progress in considering the Virginia bills, and upon the bill entituled *an Act for continuance of several Acts therein named (in part) and some other Acts with additions*, Mr. Jennings was desired to prepare the draughts of particular bills, in order to be re-enacted anew instead of the foresaid general bill refering to old laws.

Bills.

April 6. Present :—Lord Viscount Weymouth, Lord Dartmouth, Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Miscellanies. *Letter to the author of the Dayly Courant.*

Ordered that a letter be writ to Mr. Bulkley [*fo.* 17] to desire to know where he had the copy of Colonel Handasyd's letter inserted in this day's *Courant*.

New England Proprieties. *Mr. Byfield and others attending. Naval stores.*

Mr. Byfield and some members of the Pennsylvania Company attending, they were acquainted that their lordships had signed a representation upon the draught of a charter [*fo.* 2] proposed by them for importing naval stores from Carolina, and their lordships taking notice that the security of 1,000*l.* which they offer, was too small, they said they would call a court this afternoon and endeavour to made it up [to] 2,000*l.*

2,000*l.* *Security.*

New Jersey. *Mr. Docminique's memorial.*

Mr. Docminique presented to their lordships [H. *fo.* 400] a memorial, relating to the advertisement in the *Gazette* of the 31st January last about taking up lands in New Jersey, which was read.

New England. *Salary for Mr. Bridger.*

A representation upon the Order of Councill of the 23rd of the last month [H. *fo.* 465 ; *fo.* 20] requiring this Board to consider of a salary for Mr. Bridger, lately imployed in procuring naval stores in New England, was signed.

April 7. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados. *Letter from Board of Ordnance about an ingineer.*

A letter from the Board of Ordnance in answer to one writ them the 4th instant [*fo.* 2] upon an extract of Sir Bevil Granville's late letter relating to the want of an ingineer there, was read, and directions given [*fo.* 8] for preparing an answer thereunto.

Plantations General. *Instructions for privateers.*

The draught of instructions for privateers [H. *fo.* 440 ; *fo.* 7] which had been sent to the Earle of Nottingham the 15th of the last month, with the report of Councill thereupon, as also the draught of a declaration to be issued by her Majesty, being returned to the Board with directions that their lordships should reconsider the same, were read, and some progress made therein.

April 10. Present :—Lord Dartmouth, Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Virginia. *Complaints against Colonel Nicholson.*

Colonel Ludwell and Mr. Fouace presented to the Board [*fo.* 7] an Order of Councill of the 30th of the last month, refering to their lordships the petition of six of the Councill of Virginia,

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complaining against Colonel Nicholson, governour of that province, which was read. He further laid before their lordships a memorial signed by the foresaid six counsellors, containing the particulars of their said complaint; and thereupon Colonel Ludwell was directed to bring on Wednesday, the 19th instant [*fo.* 9], such proofs as they have to make good their said complaints, and also the affidavits of such persons as may be in town, upon the same subject.

Then their lordships proceeded further upon the draught of instructions [*fo.* 6] to be given to privateers.

Plantations General. *Instructions for privateers.*

April 11. Present:—Lord Viscount Weymouth, Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Ordered that copies of the papers mentioned in yesterday's minutes [*fo.* 6] to be received from Colonel Ludwell and Mr. Fouace against Colonel Nicholson, be sent to Mr. Thrale.

Virginia. *Complaints.*

Their lordships again proceeding [*fo.* 6, 11] in the consideration of the instructions to be given to privateers, and some difficulties arising thereupon, their lordships gave directions for writing to Mr. War for an explanation thereof.

Plantations General. *Instructions for privateers.*

April 12. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A letter to the Board of Ordnance [*fo.* 5, 21] in answer to theirs of the 4th instant, relating to an ingineer for Barbados, was signed.

Barbados. *Ingineer. Letter to Board of Ordnance.*

A petition from Mr. Jones, Provost Marshal of Bermuda, praying that the rents and profits of his place may be allowed him during his suspension, was read; and thereupon ordered that in the next letter to be writ to Captain Bennet it be recommended to him to allow the said Jones one moyety of the said rents and profits during his suspension.

Bermuda. *Jones's petition.*

A reference from the Earle of Nottingham of the 8th instant upon a petition from Mr. Leonard Compere, Receiver General of Jamaica, to her Majesty, praying that two Acts past at Jamaica in November last [*fo.* 35] intituled *An Act for raising and appropriating an additional duty and impost, and An Act for raising a revenue to her Majesty, &c.* be repealed, was read; and thereupon ordered that Mr. Compere have notice to attend their lordships on Thursday the 20th instant.

Jamaica. *Compere's petition.*

Copy of an Order of Councill of the 30th of March, 1704, upon a representation of the same date, [H. *fo.* 463] approving two Acts of New Yorke relating to the English and French churches there, was read.

New Yorke. *Order upon Acts.*

Mr. Jennings attending, their lordships made a further progress [*fo.* 1, 10] in considering the Virginia Bills; and upon occasion of the Bill entituled, *An Act concerning the granting, seating and planting, and for settling the titles and bounds of lands, and for preventing unlawful shooting and ranging thereupon*, Mr. Jennings was desired to consider and offer to their lordships on Wednesday next what he should think the best method for effectually seating lands in Virginia.

Virginia. *Bills.*

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April 19. Present :—Lord Viscount Weymouth, Lord Bishop of London, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Virginia. *Complaint.*

Colonel Ludwell and Dr. Blair attending [*fo.* 7], acquainted their lordships that they had not been able to get all the affidavits they expected relating to their complaints against Colonel Nicholson, by reason that Mr. Robert Beverly, Mr. Luke, Mr. James Wallis and Captain James Moody were unwilling to appear voluntarily. Whereupon ordered [*fo.* 18] that those gentlemen be desired to give evidence upon oath of what they know relating to that matter, and to bring the same to this Board on Wednesday the 26th instant.

A memorial from Mr. Thrale praying that he may have copies of such papers as are or shall be exhibited against Colonel Nicholson, in order to his making a reply thereunto, was read, and ordered that copies be given him accordingly.

Virginia. *Bills.*

Their lordships proceeded upon the consideration of the Virginia Bills [*fo.* 9, 12] and upon that entituled *A Bill concerning the church and clergy and other parochial affairs.* Dr. Blair was desired to make a draught of some clauses [*fo.* 13] to be added thereunto, and to offer the same to their lordships on Monday next.

April 20. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Plantations General. *Instructions for privateers relating to Spaniards in America.*

The secretary acquainted the Board [*fo.* 7, 22] that last Thursday he attended the lords of the Cabinet at the Earle of Nottingham's, in reference to the letter writ to Mr. War the 11th instant relating to the instructions to be given to privateers, and that the Earle of Nottingham then told him that their lordships understood the trade to be carried on with the Spaniards in America to be only as it was before the war, but that they did not understand that hostilities should cease, except that the Spaniards should not be molested on land. Whereupon their lordships altered the instructions for privateers accordingly, and signed a letter to the Earle of Nottingham inclosing the same to his lordship.

Sent to y^e^ Earle of Nottingham.

Plantations General. *Draught of a circular letter relating to prizes.*

A letter from Mr. Lowndes [H. *fo.* 430] of yesterday's date, inclosing the draught of a circular letter for her Majesty's signature to the several governours in America relating to prizes, was read ; and some difficulties arising thereupon [*fo.* 19], a letter was writ by the secretary to her Majesty's advocate general for his opinion therein.

April 21. Present :—Lord Viscount Weymouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Virginia. *Bills.*

Their lordships made a further progress in considering the Virginia Bills [*fo.* 10, 13], and Mr. Jennings presented to their lordships two clauses to be added to the Bill entituled *An Act concerning the granting, seating and planting, and for settling the titles and bounds of lands, and for preventing unlawfull shooting and ranging thereupon,* which were read and approved, and ordered to be added to the said Bill accordingly.

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April 24. Present :—Lord Viscount Weymouth, Lord Bishop of London, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

Virginia. *Bills.*

Mr. Commissary Blair presented to their lordships some clauses [*fo.* 10, 12, 14] in pursuance of the minutes of the 19th instant relating to *Jus devolutum* and to the trying of ministers for any crimes by them committed, to be added to the Bill *concerning the church, clergy and other parochial affaires* in Virginia, which were read, and ordered to be added accordingly.

And upon the Bill *for the more effectual suppression of vice and restraint and punishment of blasphemous, wicked and dissolute persons.* Mr. Blair was further desired to prepare a clause for preventing the prophanation of the Lord's day.

Three Bills to be sent to Mr. Attorney General.

Ordered that the Bills entituled *An Act for the better securing the liberty of the subject. An Act for limitation of actions and avoiding of suits.* And *An Act for establishing the county courts, for regulating and settling the proceedings therein, and directing the manner of granting probates of wills and administrations of intestates' estates*, be sent to Mr. Attorney and Mr. Sollicitor General for his opinion in point of law [*fo.* 68].

April 25. Present :—Lord Viscount Weymouth, Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Virginia. *Letter to Mr. Lowndes with two Bills.*

A letter to Mr. Lowndes inclosing copies of two Bills of Virginia [*fo.* 13, 18, 94], viz :—*An Act for preventing frauds in the Customes and in clearing of ships, for ascertaining collectors and naval officers' fees, and to prohibit the casting of ballast into rivers and creeks*, and *An Act for improving the staple of tobacco, and for regulating the size and tare of tobacco hogsheads*, and desiring him to move the Lord High Treasurer that this Board may have the opinion of the Commissioners of the Customes thereupon.

Barbados. *Letter from the Governor.*

A letter from Sir Bevil Granville of the 6th of February last, was read.

Jamaica. *Letter from the Governor.*

A letter from Colonel Handasyd of the 5th of March last was read, and the papers therein refer'd to laid before the Board, viz :—

Publick papers.

Letter from Mr. Lewis to Colonel Handasyd, containing proposals for a settlement in the Bay of Campeachy.

List of prizes taken and condemned in Jamaica from 4th May, 1702, to the 1st March, 170$\frac{3}{4}$.

Minutes of Councill from 7th December, 1703, to the 1st March, 170$\frac{3}{4}$.

Accounts of her Majesty's revenue from the 29th September, 1702, to the 29th September, 1703.

Letters to be writ to Mr. Burchett, Mr. Lowndes.

Ordered that a copy of the foregoing letter be sent to Mr. Burchett to be laid before his Royal Highness's Councill, and a copy of the list of prizes to Mr. Lowndes to be laid before the Lord High Treasurer, and further ordered that copy of paragraph B in the foresaid letter relating to the settlement of a Governour in the Bay of Campeachy, as also the letter from Mr. Lewis to

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Mr. Secretary Hedges. Colonel Handasyd thereupon, be sent to Mr. Secretary Hedges, and their lordships signed a letter inclosing the same accordingly.

Leeward Islands. *Letter from the Governor.* A letter from Colonel Codrington of . . . was read, and their lordships resolved to take into consideration at the first opportunity the Act therein refer'd to intituled *An Act for establishing courts and settling due methods for the administration of Justice* [*fo.* 20], past at Antegoa the 8th of February, 170$\frac{3}{4}$.

Leeward Islands. *Letter from the Governor about the expedition to Guardaloupe, and proceedings.* A letter from Colonel Codrington of the 6th of February relating to the expedition to Guarda Loupa, as also the proceedings of the Court Martials [*fo.* 3, 17, 22] therein refer'd to, were read, and ordered that copy of the said letter be sent to the clerke of the Councill in waiting.

Another letter from Colonel Codrington. A letter from Colonel Codrington of the 14th of February last was read, and the papers therein refer'd to laid before the Board, viz :—

Publick papers. Account of his Royal Highness the Lord High Admiral's tenths of prizes condemned at Nevis since 28th July, 1702.

Mr. John Parry's account of prizes taken and condemned at Antegoa since the warr.

Answer of the Assembly to Colonel Codrington's speech made to them before the Councill.

Letter to Mr. Cary about Governor's salary. And thereupon ordered that Mr. Cary be acquainted with what he writes relating to his salary.

Letter to Mr. Lowndes with account of prizes. And further ordered that a copy of the account of prizes condemned at Antegoa be sent to Mr. Lowndes.

Letter to Mr. Burchett with an account of Lord High Admiral's tenths. And copy of the account of his Royal Highness's tenths be sent to Mr. Burchett for the information of his Royal Highness's Councill.

Miscellanies. *Sir Bartholomew Gracedieu and Mr. Bulkley about printing Colonel Handasyd's letter.* The secretary acquainted the Board that in pursuance of his letter to Mr. Bulkley [*fo.* 4] publisher of the *Daily Courant*, inquiring where he had the copy of Colonel Handasyd's letter inserted in the *Courant* of the 6th instant, Sir Bartholomew Gracedieu had been here with the said Bulkley and had acquainted him that, Captain Gardner having given him a copy of that letter, he had given it to be printed.

April 26. Present :—Lord Viscount Weymouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Leeward Islands. *Account of Officers &c. killed at Guardaloupa.* Mr. Blathwayt communicated to the Board an account of all the officers and soldiers [*fo.* 16] that have been killed, wounded, deserted and taken prisoners at Guardaloupa from 12 March, 170$\frac{2}{3}$ to the 6th of May following, also the number of officers and soldiers remaining.

Virginia. *Bill presented to the Board by Mr. Jennings to be transcribed.* Mr. Jennings presented to their lordships the draughts of two Bills [*fo.* 14, 21] entituled *An Act for confirming titles to town lands* and *An Act directing the building the capitol and the city of Williamsburgh*, which are to be in lieu of a Bill in the booke of Virginia Bills [*fo.* 176] entituled *An Act for continuance of several Acts therein named in part and some other Acts with additions.*

He further presented to their lordships four other Bills entituled *An Act to confirm the naturalization of Joshua Moulder and others.*

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An Act for ascertaining the bounds of several counties. An Act for naturalization, and *An Act for laying an imposition upon skinns and furrs for the better support of the colledge of William and Mary*, which are to serve in lieu of the Bill (in the booke of Virginia Bills, folio 204) entituled *An Act for continuing several Acts therein named.* Ordered thereupon that the said Bills be transcribed faire.

Virginia.
Commissary Blair's and others affidavits against the Governor.

Mr. Commissary Blair, Mr. Stephen Fouace, Mr. Robert Beverly, Mr. James Wallace and Mr. George Luke [*fo.* 10, 21] presented to their lordships in pursuance of the minutes of the 19th instant their respective affidavits relating to the complaint exhibited against Colonel Nicholson, whereupon they were directed, if they designed to make use of any other evidence or papers at the hearing to be appointed, that they bring the same to their lordships on Fryday morning next.

April 27. Present:—Lord Viscount Weymouth, Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Plantations General.
Letter from Sir John Cooke relating to prizes.

A letter from Sir John Cook, her Majesty's Advocate General, in answer to one written him the 20th instant for his opinion [*fo.* 12, 46] upon a clause in the draught of a letter then received from Mr. Lowndes for her Majesty's signature to the several Governours in America relating to prizes, was read, and their lordships thereupon gave directions for a letter to be writ to Mr. Lowndes inclosing the same, in order to clearing a doubt arising upon the said draught.

Carolina.
Copy of an Order of Council upon a representation about charter for importing naval stores.

Copy of an Order of Councill of the 20th instant upon a representation of the 4th ditto relating to a charter to Thomas Byfield [*fo.* 2] and others for importing naval stores from Carolina, &c., refering the said charter to Mr. Attorney and Mr. Sollicitor General, was read [*fo.* 39].

New England.
Copy of an Order of Council on representation about Mr. Bridger's salary.

Copy of an Order of Councill of the 20th instant, upon a representation of the 6th ditto relating to Mr. Bridger's salary [*fo.* 5], refering the same to the Lord Treasurer, was read.

Miscellanies.
Letter from Mr. Clifford about Mr. Hallam's being able to give an account of his affaires.
Answer.

Letter from Mr. Jeronomy Clifford signifying that Mr. Nicholas Hallam is able to give their lordships a full account of his affaires at Surinam and desiring their lordships to examin him on oath thereupon, was read. Whereupon ordered that, in answer thereunto, the secretary write to Mr. Clifford that if he think the said Hallam can say anything in his behalf, he would do well to get his affidavit thereof before a master in chancery.

Leeward Islands.
Act for settling courts of justice at Antego.

The *Act for establishing of courts, and settling due methods for the administration of justice in Antegoa* [*fo.* 16], mentioned in the minutes of the 25th instant, was read; and thereupon ordered that it be sent to Mr. Attorney or Mr. Sollicitor General for his opinion in point of law [*fo.* 207].

April 28. Present:—Lord Viscount Weymouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Newfoundland.
Letter to Mr. Secretary Hedges with commission for the Commodore.

A letter to Mr. Secretary Hedges inclosing a draught of a commission for the Commodore of the Newfoundland convoy, to command the fort and soldiers there during his stay, as also the

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draught of another commission for the captain of the soldiers to command in cheif in the absence of the Commodore, was signed.

Virginia. *Complaints.*

Colonel Ludwell, Mr. Blair, Robert Beverley and others presented [*fo.* 18, 23] to their lordships several letters to inforce their complaints against Colonel Nicholson, with the affidavits of Mr. Fouace and Mr. Beverley thereunto. Whereupon ordered that the said letter be communicated to Mr. Thrale.

Barbados. *Engineer. Ordnance Report.*

Copy of the report from the Board of Ordnance [*fo.* 8] to her Majesty relating to an engineer for Barbados, was communicated to the Board by Mr. Blathwayt, and read.

Virginia. *Bills.*

Their lordships proceeded further in considering the Virginia Bills [*fo.* 18, 29], and Mr. Jennings was desired to alter the preamble of the Bill *for establishing county courts*, and to make it conformable to the present constitution.

Table of fees.

Ordered that when these Bills are returned to Virginia, Colonel Nicholson be directed to endeavour to have a table of fees for all offices settled by Act of Assembly.

May 1. Present:—Lord Viscount Weymouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Plantations General. *Instructions for privateers.*

The instructions for privateers [*fo.* 11] being received back from Mr. Secretary Hedges, with his desire that the alterations made by the Board should be only as additional instructions, and not inserted in the body of the former instructions. Ordered that it be done accordingly, and directions were given for preparing a letter to Mr. Secretary Hedges thereupon [*fo.* 24].

Leeward Islands. *Journal about expedition to Guardaloupa to be copied.*

Captain Walker's journal of the proceedings at Guardaloupa, being communicated to the Board from the Councill Office, ordered that a copy thereof be taken.

Virginia. *Mr. Blair's affidavit against Colonel Nicholson.*

Mr. Commissary Blair presented to their lordships his further affidavit against Colonel Nicholson [*fo.* 21, 30], relating to the clergy, the college and himself. He also presented to their lordships Captain James Moody's affidavit, which were ordered to be communicated to Mr. Thrale, who was directed to bring his answer to the whole complaints, so far as he is able, in writing on Thursday morning next.

Captain Moody's affidavit.

May 2. Present:—Lord Viscount Weymouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados. *Letter to the agents about stores.*

Ordered that a letter be writ to the agents of Barbados [*fo.* 38], inquiring what has been done in reference to the stores of war for Barbados.

Letter to the Governour.

The draught of a letter to Sir Bevill Granville, Governour of Barbados, was agreed and ordered to be transcribed.

New England. *Bridger. Naval stores.*

Mr. Bridger presented to their lordships a memorial [H. *fo.* 428], offering to import 14,000 barrells of pitch and tar from New England in five years, the pitch at twenty-three shillings per hundred and the tar at thirty-six shillings per barrill, which was read. Whereupon he was acquainted that no contract could be made to tye her Majesty to take the said stores, but that, if upon the importation they appear to be good in their kind, there was no doubt but the Navy Board would make use thereof.

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Plantations Genera.
Letter to Mr. Secretary Hedges. Instructions to privateers.

A letter to Mr. Secretary Hedges, inclosing the additional instructions to be given to privateers [*fo.* 22, 326], as directed in yesterday's minutes, was signed.

Massachusets Bay.
Letter from the Governour, with minutes relating to Pemaquid.

A letter from Colonel Dudley [*fo.* 42] of the 19th of Deecmber last, was read, and the minutes of Councill in Assembly from the 27th May, 1702, to the 19th November, 1703, relating to the rebuilding the fort at Pemaquid and to salaries for the Governour, Lieutenant Governour &c. therein refer'd to, was laid before the Board.

New Hampshire.
Letter from Colonel Dudley to the Secretary.

A letter from Colonel Dudley to the Secretary, dated the 3rd of January last, inclosing the following papers, was read, viz. :

Publick papers.

List of fines and forfeitures in New Hampshire for seven years ending December, 1702.

Act relating to the inhabitants doing military service in equal proportion, and for raising money for a stock of provisions to be in each town ready for a march against the enemy.

A list of causes tryed at the inferior court at New Hampshire.

Minutes of Councill and Assembly from 2nd September, 1703, to the 11th December following.

Minutes of Councill from 22nd October, 1703, to the 22nd December following.

Account of several causes in the court of New Hampshire.

List of causes tryed in the Admiralty court held in the Massachusets Bay from the 20th August, 1703, to December following.

Massachusets.
Letter from the Governour to the Secretary.

A letter from Colonel Dudley to the Secretary, dated the 3rd of March last, was read, and the papers therein refer'd to laid before the Board, viz. :

Public papers.

Copy of Colonel Dudley's speech to the Assembly of New Hampshire, relating particularly to Mr. Allen's title to waste lands, February the 20th, 170$\frac{3}{4}$.

Copy of the Assembly of New Hampshire's answer to Colonel Dudley's speech of the 20th February &c., February 21st, 170$\frac{3}{4}$.

Journal of Major Hilton's march against the enemy Indians, from 9th February, 170$\frac{3}{4}$, to the 23rd ditto.

Letter from Mr. Addington to the secretary.

A letter from Mr. Addington, secretary of the Massachusets Bay, dated the 27th of December last, was read, and the papers therein refer'd to laid before the Board, and are as follows :—

Public papers.

Minutes of Councill in Assembly from the 10th March, 170$\frac{2}{3}$, to the 27th ditto.

Minutes of the Councill from the 14th September, 1702, to the 25th of February, 170$\frac{2}{3}$.

Minutes of the Councill from the 4th March, 170$\frac{2}{3}$, to the 14th May following.

Minutes of Councill in Assembly from the 26th May, 1703, to the 31st July following.

Four Acts past at a General Assembly held in March, 1702.

Six Acts past at a General Assembly held in May, 1703.

An Act for reversing the attainder of Abigal Faulkner and others past at a General Assembly held the 26th May, 1703.

Five Acts past at a General Assembly held in May, 1703.

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Four Acts past at a General Assembly held in May, 1703.

List of the causes heard in the several courts of the province of the Massachusets Bay from 28th September, 1703, to the 30th November following.

Massachusets. *Letter from Mr. Addington to the secretary.*

A letter from Mr. Addington, secretary of the Massachusets Bay, dated the 4th of March last, inclosing the minutes of the Councill of that province from the 20th May, 1703, to the 21st of October following, was read.

New Hampshire. *Letter from Lieutenant Governour.*

A letter from Mr. Usher, Lieutenant Governour of New Hampshire, to the Board, dated the 30th of December last, was read, and the papers therein refer'd to laid before the Board, which are as follows :—

Papers of publick proceedings.

Copys of several letters from Mr. Usher, Lieutenant Governour of the province of New Hampshire, to Colonel Dudley, with Colonel Dudley's answer, relating to the state of the said province &c.

Mr. Usher's account of the present state of the government of New England &c.

Copy of Mr. Attorney and Mr. Sollicitor General's opinion relating to warrants issued out for raising money by Mr. Usher, Receiver General of New England in 1686, dated 2nd December, 1689.

Minute of Councill in Assembly of 13th July, 1696, relating to Mr. Usher's management of affaires.

Some minutes of Councill in September, 1696, and November, 1703, relating to Captain Walton, formerly commander of the fort, and Captain Hinks, put in by the Earle of Bellomont.

Letter from Captain Walton to Mr. Usher about Captain Hinks's refusing to deliver the fort to him upon Mr. Usher's warrant &c.

John Hornabrooks' account of the Indian enemy's cruelty &c. since they broke the peace.

An account of stores belonging to the Fort William and Mary in 1696.

An account of mony issued out of her Majesty's revenue since the year 1698, by order of Mr. Partridge, late Lieutenant Governour of New Hampshire.

New Yorke. *Letter from the Governour.*

A letter from the Lord Cornbury, dated the 18th of December last, was read.

May 3. Present:—Lord Viscount Weymouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Plantations General. *Letters.*

The drafts of letters to Colonel Codrington, Colonel Handasyd and Captain Bennet were agreed and ordered to be transcribed.

Virginia. *Bills.*

Mr. Jennings presented to their lordships a clause [*fo.* 21, 31] to be added instead of the preamble to the Bill *for establishing the general court and for regulating and settling the proceedings therein*, which was read and ordered to be added accordingly.

Letter to Mr. Attorney General for the Virginia laws in his hands.

Ordered that a letter be writ to Mr. Attorney General to desire his speedy report upon the Acts of Virginia sent him the 28th of May last.

Newfoundland. *Heads of inquiry.*

Ordered that the usual heads of inquiry [*fo.* 98] with the additional instructions be sent to Mr. Burchet to be given to the Commodore of the Newfoundland convoy.

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May 4. Present :—Lord Viscount Weymouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados. *Letter to Sir Bevil Granville about Commodore Walker.*

An Order of Councill of this day requiring the Board to write to the Governour of Barbados to examin the proceedings of the president and Councill of that island in not sending Colonel Codrington notice of Commodore Walker's being arrived there, was read, and a letter to Sir Bevil Granville was accordingly writ and signed.

Letters to **Jamaica, Barbados, Leeward Islands.**

Letters to the Governours of Barbados, Jamaica and the Leeward Islands were signed.

Virginia. *Mr. Thrale's answer to complaints.*

Mr. Thrale presented to their lordships his answer to the complaints [*fo.* 23, 41] exhibited by Mr. Blair and others against Colonel Nicholson, Governour of Virginia, which was read, and ordered that a copy be given to Mr. Blair for their reply. And Mr. Blair, complaining that Colonel Nicholson does preside and act in the uper house of Assembly, which he conceived he ought not to doe, he was directed to state his question in writing, and their lordships would resolve thereupon.

New England. *Bridger's proposals about pot-ashes.*

Mr. Bridger presented to their lordships a proposal for producing pott-ashes in the plantations, praying that he and those concerned with him may have a patent exclusive of others, for carrying on of that undertaking, was read ; and thereupon ordered that the said proposal be sent to Mr. Attorney General for his opinion whether her Majesty may grant such exclusive patent or no.

May 5. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Virginia. *Bills.*

Mr. Blair presented to their lordships a clause [*fo.* 29, 94] for preventing the prophanation of the Lord's day to be added to the Bill *for the effectual suppression of vice &c.*, with a proviso to be added at the end of the said Bill relating to the tryals of the clergy, and another clause to be added to the *Bill concerning marryages* relating to the marrying of servants. Which were read and ordered to be added accordingly.

Letter to Mr. Blair for the charter of the college.

Ordered that a letter be writ to Mr. Blair to desire of him a copy of the charter for the colledge in Virginia.

Newfoundland. *Departure of convoys.*

A letter from Mr. Burchet signifying that the convoys for Newfoundland are ready to saile, was read.

Letter from Mr. Thurston about mony for soldiers at Newfoundland.

A letter from Mr. Thurston, desiring that the Lord Treasurer may be moved that the money for the soldiers in Newfoundland may be speedily issued, was read, and a letter writ to Mr. Lowndes accordingly.

Newfoundland. *Mony, cloathes, &c. to be sent.*

Another letter from Mr. Thurston praying that his Royal Highness the Lord High Admiral may be moved for directions to the commanders of the Newfoundland convoy to receive on board the money, cloathes, medicines &c. for the soldiers there, was read, and a letter writ to Mr. Burchet accordingly.

May 8. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

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Plantations General and New England. *This Board to attend a committee of Council on Thursday about naval stores.*

A letter from Mr. Secretary Hedges of yesterday's date signifying that the Lords of the Committee of Councill desire to speak with this Board on Thursday next in relation to the production of naval stores in the plantations [*fo.* 40], was read, and thereupon ordered that the papers in this office be lookt out in order to the preparing an abstract to tbe laid before their lordships.

Virginia. *Jennings. Naval stores.*

Mr. Jennings attending, his memorial [*fo.* 40] relating to the production of pitch and tar in Virginia was again read, unto which he added that if Colonel Nicholson was directed to give all incouragement possible for the producing the said stores out of green trees and not such as are fallen (in those counties which are not proper for tobacco), and if there could be any assurance that the said stores would be taken off here in England, he did not doubt but great quantities might be produced there.

Bermuda. *Copy of an Order of Council for Mr. Jones's re-admission into his places.*

Copy of an Order of Councill of the 20th April last upon the representation of the 4th ditto offering that Mr. Jones, Provost Marshall and Secretary of Bermuda [*fo.* 2] be restored to his said places from which he had been suspended, was read.

New Hampshire. *Three letters from Mr. Usher.*

Three letters from Mr. Usher, two of the 19th of January, and one without date, were read.

Massachusets. *Letter from the Governour to the secretary.*

A letter from Colonel Dudley to the secretary, of the 28th of December last, was read.

Leeward Islands. *Attorney General's report on two Acts of Nevis.*

Representation to be drawn thereupon.

Mr. Attorney General's report upon two Acts [H. *fo.* 450] past at Nevis the 23rd of October last, as also the said Acts were read; and thereupon ordered that a representation be drawn [*fo.* 34] to offer the said Acts to her Majesty for her Royal approbation.

May 9. Present :—Mr. Cecill, Sr Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

New Jersey. *Letter from Colonel Quary about proceedings of Assembly.*

A letter from Colonel Quary, dated at Perthamboy in New Jersey the 20th of December last, relating to the proceedings of the Assembly of that province, was read; and their lordships agreed to take that letter into further consideration when they shall hear from the Lord Cornbury in relation to that province.

Leeward Islands. *Draught of a representation upon two acts of Nevis.*

The draught of a representation [*fo.* 33, 35] upon two Acts past at Nevis in October last was agreed and ordered to be transcribed.

Pennsylvania. *Mr. Penn about the affaires of that government.*

Mr. Penn attending, and assuring their lordships that he had given and would give further directions to his deputy governour and his other friends in Pennsylvania, that they take care of her Majesty's revenue, and that the Acts of trade and navigation be duly observed and justice impartially administred, and thereupon desiring that their lordships would write to Colonel Quary advising him to live peaceably and amicably with the government there, and not to give them any unnecessary molestation, their lordships ordered that the draught of such a letter be prepared [*v. infra*].

Jamaica. *Acts.*

Their lordships took into consideration the Acts past at Jamaica in November last [*fo.* 8, 36] and made some progress therein.

May 10. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

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The secretary acquainting their lordships that Mr. Attorney General made some difficulty in giving his opinion upon the laws of the plantations [H. *fo.* 288] without the agents attending upon him to pay him fees, ordered that Mr. Borrett [*fo.* 37] be acquainted that their lordships desire to speak with him.

Plantations General. *Letter to Mr. Borrett. Laws.*

The draught of a letter to Colonel Quary [*v. supra. fo.* 36 (sic), *rectius* 34] as ordered in yesterday's minutes, was agreed and ordered to be transcribed.

Pennsylvania. *Letter to Colonel Quary.*

A representation upon two Acts [*fo.* 34, 67] past at Nevis in October last, was signed.

Leeward Islands. *Representation upon two Acts of Nevis.*

A letter from Sir William Mathew, signifying that he, with the rest of the West India fleet are put back to Plymouth, was read.

Letter from Sir William Mathew.

The accounts of the revenue of New Yorke from the 31st of July, 1703, to the 29th of September following, being now received, were laid before the Board.

New Yorke. *Accounts of the revenue.*

May 11. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A letter to Colonel Quary [*fo.* 35], in pursuance of the minutes of the 9th instant, was signed and one copy thereof ordered to be sent to Mr. Wilcox, Colonel Quary's agent, for conveyance.

Pennsylvania. *Letter to Colonel Quary.*

Their lordships made a further progress in the Acts past at Jamaica in November last [*fo.* 35].

Jamaica. *Acts.*

Ordered that a letter be writ to Mr. Attorney General to desire his speedy report [*fo.* 35, 37] upon the laws of the plantations, and particularly those of Virginia in his hands [H. *fo.* 136; L. *fo.* 189].

Plantations General. Virginia. *Letter to Mr. Attorney General for report on the laws.*

May 12. Present :—Lord Dartmouth, Sir Philip Meadows, M. Blathwayt, Mr. Pollexfen, Mr. Prior.

Mr. Borret attending according to order [*fo.* 35], and being asked why Mr. Attorney General's report on the Acts of the plantations was not dispatched, he said there was some difficulties in relation to his fees, and promised to put the same in writing and attend their lordships therewith.

Plantations General. *Mr. Borret about plantation laws.*

Ordered that a letter be writ to Mr. Bridger [*fo.* 38] for an account of the price of pitch, tar, &c. in Norway and the east countrys, and that which is made in the plantations, also the freight from the said places in time of peace and war.

Trade. *Letter to Mr. Bridger for the price, freight &c. of pitch, tar &c.*

Then their lordships took into consideration the Acts of the Massachusets Bay, from the 12th February, 170$\frac{9}{1}$, to the 28th May, 1701, and made some progress therein.

New England. *Acts under consideration.*

May 15. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A letter from Mr. Bridger, in answer to one writ him the 12th instant [*fo.* 37, 40] relating to the freight of pitch, tar &c. from Sweden, Denmark and from the plantations, was read.

Trade. Plantations General. New England. *Naval stores.*

A letter from Mr. Bridger, in answer to one writ him the 2nd instant [*fo.* 23] inquiring what progress was made in procuring the stores of war for Barbados, was read.

Barbados. *Stores.*

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Leeward Islands. *Petition of Peter Van Bell.*

An order of Councill of the 9th of March last, upon the petition of Peter Van Bell relating to some negroes of his that had been seized at St. Christopher's in 1698, praying that the Governour of the Leeward Islands may be directed to transmit the proceedings of the Admiralty court of Nevis, where he had been cast, in order to the hearing the appeal before her Majesty in Councill, was read; and thereupon ordered that a copy of the said petition be sent to Mr. Attorney General for his opinion [*fo.* 54] whether her Majesty may hear the said appeal in Councill and direct the proceedings of the Admiralty court there to be transmitted for that purpose.

Jamaica. *Revenue Act.*

A memorial from Mr. Compere [*fo.* 8, 43] relating to the Act for settling the revenue at Jamaica, as also the said Act, was read.

Acts to be reported.

Their lordships gave directions for preparing a report upon the Acts past at Jamaica from the 17th March, 170½, to the 2nd November, 1703.

May 16. Present:—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Leeward Islands. *Journal about expedition to Guardaloupe.*

A copy of Commodore Walker's journal [*fo.* 22] relating to the expedition to Guardaloupe, being now made, was laid before the Board.

Carolina. *Mr. Byfield &c. about difficulties made to their charter by Mr. Attorney General &c.*

Mr. Byfield and others of the Pennsylvania company attending, acquainted their lordships that Mr. Attorney and Mr. Sollicitor General [*fo.* 20, 193] made difficulties in relation to the charter for importing pitch and tar from Carolina, and presented to their lordships the queries made by Mr. Attorney and Mr. Sollicitor General thereupon, with their answers thereunto, which were read.

Virginia. *Price of pitch and tar.*

M. Perry and other Virginia merchants attending [*fo.* 32, 69] and being asked what might be the freight of pitch and tar from Virginia, they answered that it might be now about 8*l.* per ton, that freight from the Baltick in times of peace was about 2*l.* per ton and about 6*l.* per ton in time of war.

Plantations General and New England. *Report to the Committee of Council about naval stores.*

Their lordships agreed the draught of a report to the Lords of the Committee of Council relating to naval stores [*fo.* 32, 43] and ordered the same to be transcribed.

May 17. Present:—Lord Bishop of London, Lord Dartmouth, Mr. Blathwayt, Mr. Prior.

Trade. *Bridger, about price of pitch and tar from the Northern Crowns.*

Mr. Bridger attending [*fo.* 38] was desired to give their lordships in writing an account of the price here of pitch and tar brought from the Northern Crowns, and as near as he can to compute what may be the price of it in those countries, and what may be the freight of it from thence.

Jamaica. *Representation upon Acts.*

A representation upon Acts [*fo.* 2; H. *fo.* 460] past at Jamaica from 17th March, 170½, to the 2nd November, 1703, was signed.

Virginia. *Colonel Ludwell &c. Reply to Mr. Thrale's answer to their complaints against the Governour.*

Colonel Ludwell, Mr. Blair and others [*fo.* 30, 49] presented to their lordships a reply to Mr. Thrales' answer to their complaints against Colonel Nicholson, which was read, and they were directed to draw up the substance of the material part of their complaint into short articles, upon which their lordships would take further resolutions.

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May 18. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Miscellanies. *Letter to Mr. Secretary Harly about his being of this commission.*

Ordered that a letter be writ to Mr. Secretary Harley [*fo.* 44] to acquaint him that being one of her Majesty's Principal Secretary's of State, he is one of the Commissioners of this Board, and that their lordships would be glad of his assistance when his other affaires will permit.

New England. *Letter from Mr. Burchet about a map sent from Colonel Dudley.*

A letter from Mr. Burchet relating to the map sent by Colonel Dudley from New England, was read ; and thereupon ordered that a letter be writ to the Postmaster General to make inquiry about the said map.

Extract of Colonel Dudley's letter about ships of war sent to Mr. Burchet.

Ordered that copy of paragraph K in Colonel Dudley's letter of the 19th December last [*fo.* 24, 44] relating to ships of war for New England, be sent to Mr. Burchet for the information of his Royal Highness's Councill, and further ordered that copy of paragraph L in the said letter, relating to a descent upon Port Royal in Accadie, be sent to Mr. Secretary Hedges.

Extract of the foregoing letter about a descent on Port Royal, sent to Mr. Secretary Hedges.

Letter from Colonel Romer for leave to return to England.

Mr. Champante presented to their lordships a letter from Colonel Romer, ingineer in New England, dated at Boston the 4th January last, desiring, by reason of his ill state of health, to come to England, was read ; and thereupon ordered that a letter be prepared to the Board of Ordnance [*fo.* 44] with the opinion of this Board that he be permitted to come home accordingly, and that another ingineer be sent for the service of New England, New Yorke and the neighbouring continent. And further ordered that the inscription refer'd to in his said letter for the castle at Boston, be sent to Colonel Dudley with the approbation of this Board.

Letter to the Board of Ordnance thereupon.

New Hampshire. *Representation upon an Act for obliging the inhabitants to do military service.*

A representation upon an Act past in New Hampshire in October last [*fo.* 132] for obligeing the inhabitants to do military service and for raising money for a stock of provisions to be in each town ready for a march against the enemy, was signed.

Plantations General and New England. *Report to the committee about naval stores.*

A report to the Lords of the Committee of Councill [*fo.* 40, 60] relating to the proceedings of this Board in reference to naval stores, and a letter transmitting the same to Mr. Secretary Hedges, were signed.

Jamaica. *Letter to the Lord Treasurer with an Act for a publick revenue &c.*

Ordered that a letter be prepared [*fo.* 39, 44] to transmit the Act of Jamaica for a publick revenue, to the Lord High Treasurer for his lordship's inspection before it be offered to her Majesty for her royal assent.

New Yorke. *Stores of war.*

A memorial from Mr. Thrale (presented to their lordships some while ago) relating to stores of war for New Yorke, was read.

May 19. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

Plantations General. *Copy of Lord Treasurer's report about rate of foreign coin.*

A report from the Lord High Treasurer [*fo.* 1, 47] to her Majesty upon a report from the officers of the Mint to his lordship relating to the rates of foreign coyn in the plantations, being communicated to the Board, was read, and a copy thereof ordered to be taken.

Miscellanies. *Letter to Mr. Secretary Harley about his being of this commission.*

A letter to Mr. Secretary Harley [*fo.* 41] as directed in yesterday's minutes, was signed.

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Jamaica.
Act about revenue sent to Lord Treasurer.

A letter to the Lord High Treasurer [*fo.* 43, 51] with the Act for settling a publick revenue at Jamaica, was signed.

New England.
Letter to Mr. Secretary Hedges about descent on Port Royal &c.

A letter to Mr. Secretary Hedges [*fo.* 42] inclosing paragraph L in Colonel Dudley's letter of the 19th of December last, relating to a descent upon Port Royal in Accadie, was signed.

Letter to Board of Ordnance about Colonel Romer's coming home.

A letter to the Board of Ordnance [*fo.* 42, 95] upon Colonel Romer's desire to come to England, was signed.

Newfoundland.
Letter from Mr. Craggs with extract of a letter from Captain Loyd, about a privateer commissioned by Colonel Codrington.

Copy of the said extract sent to Colonel Dudley and Sir William Mathew.

A letter from Mr. James Craggs inclosing the extract of a letter from Captain Lloyd, dated at Newfoundland the 11th of October last relating to Captain George Bald, commander of a New England privateer commissionated by Colonel Codrington, who had plundered most of the inhabitants at Ferryland of their cloathes, money &c. was read ; and thereupon ordered that a copy of the said extract be sent to Colonel Dudley, Governour of New England, and to Sir William Mathew, Governour of the Leeward Islands, with directions to make inquiry into that matter, and then proceed against him or his sureties as shall be found necessary.

Massachusets.
Acts.

Their lordships took into consideration the Acts past in the Massachusets Bay from the 27th of May, 1702, to the 15th of October following, and made some progress therein, and ordered that the Act for establishing a naval office, and for ascertaining the fees be sent to Mr. Lowndes, to be communicated to the Commissioners of the Customes, for their opinion thereupon.

May 22. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Plantations General.
Letters.

The draughts of letters to the Lord Cornbury [*fo.* 47], Colonel Dudley, Mr. Usher [*fo.* 50] and Colonel Seymour, were agreed and ordered to be transcribed.

Plantations General.
Prizes.

A letter from Mr. Lowndes [*fo.* 19] of the 19th instant, with the draught of a letter for her Majesty's signature to the several Governours in America relating to prizes, was read, and ordered that copies [*fo.* 53] of the said letters be prepared to be sent to Mr. Secretary Hedges, in order to be laid before her Majesty.

May 23. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Miscellanies.
Letter to Mr. Chamberlaine for copy of charter for Propagation of the Gosple.

Ordered that a letter be writ to Mr. John Chamberlaine for a copy of the charter to the Society for Propagation of the Gosple in foreign parts, as also an account of their proceedings therein.

New Hampshire.
Letter from Mr. Usher and papers.

A letter from Mr. Usher to their lordships of the 19th and one of the 25th of February last to the secretary, as also the papers therein refer'd to were laid before the Board.

Letter from Mr. Story, secretary.

A letter from Mr. Story, secretary of New Hampshire, of the 9th of March last, was laid before the Board.

New York, Maryland, New Hampshire.
Letters to Governours.

Letters to the Lord Cornbury, Colonel Seymour and Mr. Usher were signed.

Plantations General.
Letter to Mr. Newton. Coin.

Ordered that a letter be writ to Mr. Newton [*fo.* 44, 50], to acquaint him that their lordships desire to speak with him on Fryday morning next, in relation to the proclamation to be issued for settling the rates of foreign coins in the plantations.

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Miscellanies.
Letter from Mr. Clifford about his accounts.

A letter from Mr. Jeronimy Clifford [*fo.* 54] inclosing his account currant relating to the damages sustained in his affaires at Surinam, was read, and thereupon ordered that the said account be sent to Mr. Samuel Shepherd, Mr. Jacob Oosterland and Mr. John Gardner for their report upon this, as upon his other papers sent them the 2nd of March last [H. *fo.* 428].

New Hampshire.
Letter from collector of the customes and papers.

A letter from Mr. Sampson Sheaf, collector of the Customes in New Hampshire, dated the 28th of February last, was read, and the papers therein refer'd to laid before the Board, viz. :—

Copy of Colonel Romer's memorial to the Governour of the Massachusets Bay in relation to forts.

Mr. Sheaf's answer to Mr. Wybird's memorial relating to the seizing of four baggs of cotton wooll imported into the province of New Hampshire.

Account of what persons were killed and carryed away by the French and Indians from the 4th July to March 1st in New England.

New England.
Letters from Mr. Plaisted, surveyor of the woods.

A letter from Mr. Ichabod Plaisted, deputy surveyor of the woods in New England, dated the 18th of December last, was read.

May 24. Present :—Lord Bishop of London, Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

New England.
Bishop of London's caveat against an Act.

The Lord Bishop of London desired that an Act past in the Massachusets Bay entituled *An Act more effectually providing for the support of ministers*, being an addition to the Act intituled *An Act for the settlement and support of ministers and school masters, made in the fourth year of the reign of King William and Queen Mary* may not be confirmed by her Majesty, until he be heard thereupon.

Virginia.
Complaints.

Colonel Ludwell, Mr. Blair, Mr. Fouace and Mr. Beverley [*fo.* 41, 58] presented to their lordships a paper entituled *An abstract of the chief articles of Governour Nicholson's mal-administration in Virginia*, with the proofs noted in the margin, which was read; and their lordships entring into the examination of the said proofs, and finding that several of them were in general terms, the affidavits formerly presented to the Board by these gentlemen were returned to them, and they were desired to add to those general articles particular instances of the matters of fact they complain of.

Ordered that the minutes of Council of Virginia during Colonel Nicholson's government be communicated to Mr. Blair, he being one of the Councill.

Upon occasion of what is said in the foresaid complaints relating to the auditing of the publick accounts, ordered that Mr. Bird be acquainted [*fo.* 51] that their lordships desire to speak with him on Monday next in the afternoon.

May 26. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Plantations General.
Mr. Newton attending in relation to the rate of coin in the plantations.

Mr. Newton attending, [*fo.* 47, 51, 74] and being asked several questions in relation to the table of the weight and value of foreign coins, annexed to the report of the officers of the Mint to the Lord Treasurer, he said that table was not intended to be inserted in the proclamation to be issued by her Majesty, but only to serve

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as a guide for proportioning the value of the several species of coin in the plantations; but as a Sevil piece of eight of 17½ *dwt.* is to pass at six shillings, in order to make that matter more plaine, he promised to bring a calculation [*fo.* 74] of the said species proportionate thereunto.

Massachusets. *Letter to the Governour.*

A letter from the Board to Colonel Dudley [*fo.* 46], governour of the Massachusets Bay, was signed.

Newfoundland. *Salary for the minister there.*

A letter from Mr. Thurston relating to the salary for the minister at Newfoundland, was read; and thereupon ordered that it be taken into consideration when the Bishop of London shall be at the Board.

Jamaica. *Observations on the Revenue Act.*

A letter from Mr. Lowndes [*fo.* 44, 52] with the Lord Treasurer's observations upon the Act for settling a publick revenue at Jamaica, was read.

May 29. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Virginia. *Extracts of what relates to the auditor of Virginia in the complaints against Colonel Nicholson given to Mr. Bird.*

Mr. Bird attending according to order [*fo.* 49, 54], an extract was given him of the several papers relating to the complaint against Colonel Nicholson, which have any reference to the auditing the publick accounts of Virginia, and his answer desired thereunto; but in case he is not able to answer fully to each particular, he was directed to transmit the same to his father for his reply.

Plantations General. *Order of Council upon the representation on foreign coin in the plantations.*

An Order of Council of the 18th instant [*fo.* 44, 50] upon the Lord Treasurer's report on a representation of this Board of the 23rd November last, for settling the rates of foreign coynes in the plantations, directing Mr. Attorney and Mr. Sollicitor General to prepare the draught of a proclamation, according to the said representation, being read, their lordships gave directions for preparing the rough draft of such a proclamation [*v. infra*] to be sent with the abovesaid order to Mr. Attorney General.

May 30. Present:—Lord Dartmouth, Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Jamaica. *Revenue Act.*

Their lordships again taking into consideration the Act for raising a publick revenue in Jamaica [*fo.* 51, 84] and the Lord Treasurer's observations mentioned in the minutes of the 26th instant thereupon, a letter was writ to Mr. Lowndes in answer to his inclosing the said observations.

Letter to Mr. Lowndes.

Plantations General. *Proclamation about foreign coines.*

The draught of a proclamation [*v. supra, fo.* 74] for settling the rates of foreign coin in the plantations, as mentioned in yesterday's minutes, was agreed and ordered to be sent to Mr. Attorney General.

May 31. Present:—Lord Dartmouth, Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Plantations General. *Letters for her Majesty about prizes.*

The draughts of the letters for her Majesty's signature [*fo.* 46, 106] to the several Governours in America relating to her Majesty's and the Lord High Admiral's share of prizes being now prepared according to the minutes of the 22nd instant, a letter transmitting the said draughts to Mr. Secretary Hedges, was signed.

Letter to Mr. Secretary Hedges thereupon.

Trade. *East India exports.*

An Order of Councill of the 18th instant directing the following accounts of goods exported to the East Indies and others that shall

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be returned to the Councill to be lodged in this office and made use of as the Board shall see occasion, was read. The accounts are as follows, viz. :—

An account of goods exported by the new East India Company from the 29th of September, 1700, to the 29th September, 1701.

Account of goods exported from the 29th September, 1702, to the 24th June, 1703.

Account of goods exported between the 25th of June, 1703, and April, 1704.

Leeward Islands. *Mr. Attorney General's report about Van Bell.*

Mr. Attorney General's report [*fo.* 38] in answer to a letter writ him the 16th of May upon the petition of Peter Van Bell, was read ; and thereupon ordered that Mr. Delafaye [*fo.* 56] and the sollicitor for the said Van Bell have notice to attend the Board to-morrow morning.

New Hampshire. *Letter from Mr. Allen.*

A letter from Mr. Samuel Allen, proprietor of New Hampshire, of the 24th December last, was read.

Miscellanies. *Letter from Mr. Clifford.*

A letter from Mr. Jeronomy Clifford [*fo.* 47, 73] of the 23rd instant, was read.

Virginia. *Complaints.*

Mr. Bird presented to the Board [*fo.* 51] his answer to the extract of complaints against Colonel Nicholson relating to the auditing the accounts in Virginia, which was delivered to him the 29th instant, and the same was read : and Mr. Blair being present, he said that they did not insist in their complaints upon having the Auditor and Receiver General's places in two distinct officers, if the accounts of the revenue be regularly audited before the Council, as usual.

June 1. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Bermuda. *Letter from Captain Bennet.*

A letter from Captain Bennet, Lieutenant Governor of Bermuda, to the Board, dated the 19th of October last, was read, and directions given for preparing an answer thereunto. The papers therein refer'd to were as follows, viz. :—

Papers relating to piracy referred to therein.

Proceedings against several persons on account of piracy, with affidavits relating thereunto, and their remonstrance to Captain Bennet thereupon.

Copy of proceedings against Daniel Smith for piracy, and his examination taken before Sir Charles Hedges in September, 1700.

Copy of the proceedings in Colonel Day's time against Samuel Gilbert for seizing a Spanish periago &c.

Wine and brandy sent to Captain Bennet by Nodin.

A certificate from Mr. Nodin relating to the wine and brandy sent by him from hence to Captain Bennet, was read.

Depositions relating to anchoring in St. George's harbour, and Captain Bennet's care of a wreck.

A deposition of William Bilton and Samuel Gilbert relating to vessells anchoring in St. George's harbour before they go up into the country, sworn December the 1st, 1703, and a deposition of the said Bilton relating to the kind usage he received from Captain Bennet, when his vessell laden with logwood was cast away at Bermuda, sworn December 1st, 1703, were read.

Leeward Islands. *Representation to be prepared on petition of Mr. Van Bell.*

Mr. Delafaye attending [*fo.* 54], Mr. Attorney General's report upon the petition of Mr. Peter Van Bell, was read, and directions given for preparing a representation [*fo.* 61] to her Majesty thereupon.

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Jamaica.
Memorial from the Provost Marshall.

Mr. Edward Hyde, Provost Marshall of Jamaica, presented to their lordships a memorial praying their assistance in recovering his dues from those who have acted as his deputies there, was read. Whereupon he was desired to bring a full state of his case, in order to their lordships writing to the Governour of Jamaica thereupon.

June 2. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

Bermuda.
Letter to Mr. Sollicitor General about laws.

Ordered that a letter be writ to Mr. Sollicitor General to desire his report [*fo.* 84] upon the Acts of Bermuda remaining in his hands. [H. *fo.* 166.]

June 7. Present :—Lord Bishop of London, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Massachusets.
Bishop of London about act for support of ministers.

The Lord Bishop of London communicated to the Board a copy of the proceedings of the Governour and Councill of the Massachusets Bay, upon a petition to them relating to the execution of *An Act for the settlement and support of ministers &c.*, which was read, and ordered to be taken into consideration with the said Act the first opportunity.

Newfoundland.

His lordship further communicated to the Board an abstract of letters from Mr. Jackson, minister at Newfoundland, which was read; and thereupon ordered that a letter be writ to Mr. Burchet [*fo.* 63] to desire that instructions be given to the Commodore that he give countenance to the said minister, and that he endeavour to perswade the captain and soldiers and the inhabitants there to be kind to him and to live in friendship and amity with him.

Letter to Mr. Burchet about the minister

Virginia.
Mr. Blair and Beverley's affidavits of the Governor's maladministration.

The Virginia gentlemen attending, [*fo.* 49, 62, 63], Mr. Blair and Mr. Beverly presented to their lordships their affidavits containing particular instances of mal-administration of Colonel Nicholson; whereupon their lordships gave directions for preparing a representation offering [*fo.* 59] to her Majesty that the complaints against Colonel Nicholson be sent to Mr. Bird, Mr. Jennings, Mr. Custis, Mr. Basset, Mr. Duke and Mr. Diggs, and that they be impowered to examin thereinto, and to receive the Governour's defence by affidavits or otherwise as he shall think fit, and such affidavits as shall be offered against him, as also that, if the (*sic*) find it necessary for his justification, he have leave to come home, and that Colonel Seymour have a commission as Commander in Cheif of Virginia, either upon Colonel Nicholson's death or during his absence.

Representation to be prepared thereupon.

And a letter to be writ to the governor not to disturb Mr. Wallace &c., one of the complainants.

Mr. Wallace, one of the said complainants, acquainting their lordships that being obliged to return to his parish in Virginia, he was under great dread of the Governour's resentment; whereupon ordered that a letter be writ to Colonel Nicholson [*fo.* 67] directing him not to molest or disturb the said Wallace, but to permit him to execute his ministry in a peaceable manner.

June 8. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

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Virginia.
Draught of representation upon complaints.

The draught of a representation [*fo.* 58, 66] upon the Order of Councill of the 30th of March last, relating to complaints against Colonel Nicholson, Governour of Virginia, was agreed.

June 9. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Plantations General. New England.
Letter from Mr. Secretary Hedges about a premium on importation of naval stores.

A letter from Mr. Secretary Hedges of the 2nd instant, upon a report of the Boards, to a committee of the Councill [*fo.* 43, 75] of the 18th of the last month, relating to naval stores, requiring their lordships to consider of a premium to be allowed upon the importation of pitch and tar from the plantations, was read ; and thereupon ordered that a letter be writ to Mr. Sansom [*fo.* 70] to be informed of the duties upon pitch, tar and rozin imported in the different sorts of shipping from Sweden, Denmark and the Baltick. And further ordered that Mr. Bridger and Mr. Partridge [*fo.* 65] be desired to attend the Board on Monday next in the afternoon.

Trade.
Letter to Mr. Sansom for account of the duties on pitch, tar and rozin.

Premium.

And their lordships agreed to offer, in answer to Mr. Secretary Hedges's letter, that a premium of 3*l.* per ton be allowed upon the importation of pitch and tar from Carolina and Virginia, and 2*l.* per ton upon the said commodities from any other of the plantations for three years ; and further that the Parliament be moved to take off the duties of pitch, tar and rozin imported as aforesaid.

Virginia.
Complaints.

Ordered that a letter be writ to Mr. Perry to desire him to bring on Monday next to the Board any letters he may have received from Colonel Nicholson relating to his defence.

Leeward Islands.
Representation about Van Bell agreed.

A representation [*fo.* 56, 65] upon the Order of Councill of the 9th of March last, on the petition of Peter Van Belle [*fo.* 38] relating to some negroes of his seized at St. Christophers, was agreed and ordered to be transcribed.

Newfoundland.
Letter from Mr. Thurston about mony for the soldiers.

A letter from Mr. Thurston [*fo.* 63] acquainting their lordships with the difficulties he had in procuring the money for the soldiers in Newfoundland, was read ; and thereupon a clerk was sent to the Pay Office to speak with the cashier there, who returning brought answer that the money would be paid either to-morrow or on Monday next.

Plantations General.
Letter from Mr. Secretary Hedges about plantation letters carried to France.

A letter from Mr. Secretary Hedges of the 3rd instant, about the method of transmitting letters from the plantations, so as that the French, in case they should take any of the plantation ships, may not have intelligence of the state of the plantations, was read, and thereupon ordered that Sir Gilbert Heathcote and Sir Bartholomew Gracedieu [*fo.* 64] be desired to attend the Board on Tuesday next in the morning.

June 12. Present :—Lord Bishop of London, Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Virginia.
Mr. Perry about part of a letter from Colonel Nicholson to himself, to distribute mony to several.

A paper entituled, part of Governour Nicholson's letter to Mr. Micajah Perry [*fo.* 58], July 30th, 1703, being sent into the Board from Mr. Robert Beverly, containing orders to the said Perry for distributing money to several persons on the behalf of Colonel Nicholson, was read, and Mr. Perry attending, he was asked

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whether he had received any such letter, but he declined giving any direct answer, but said he might perhaps have orders that in case Mr. Thrale or Mr. Povey should negotiate any affaires for Colonel Nicholson to pay them the charge thereof.

Virginia. *Premium for importing naval stores.*

Mr. Perry and Mr. Beverley were asked what premium to be allowed by her Majesty upon the importation of naval stores here they thought might be fitting incouragement for the bringing the said stores from the plantations. They said they would consider of it, and bring their answer in a few days.

Newfoundland. *Letter from Mr. Burchet about the minister.*

A letter from Mr. Burchet, in answer to one writ him the 9th instant [*fo.* 58] relating to an instruction to be given the Newfoundland Commodore in favour of Mr. Jackson, the minister there, was read.

Letter from Mr. Thurston about his having the soldiers' mony. *Letter to the Secretary at War.* *Letter to Mr. Burchet.*

A letter from Mr. Thurston [*fo.* 61, 97] signifying that he had now received the money for the soldiers at Newfoundland, and praying that a letter be writ to the Secretary at War for two horse granadiers to conduct the said money to Deal, in order to be put on board the convoy there, and that a letter be writ to Mr. Burchet to desire that the sailing orders for the said convoy be not sent down till Thursday next, was read, and the said letters ordered to be writ accordingly.

Virginia. *Complaints.*

Colonel Ludwell, Mr. Blair and the other Virginia gentlemen attending [*fo.* 58] explained themselves further upon the several articles of complaints exhibited by them against Colonell Nicholson.

June 13. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Plantations General. *Plantation letters carried to France.*

Sir Gilbert Heathcote and Sir Bartholomew Gracedieu attending [*fo.* 62] according to the minutes of the 9th instant, Mr. Secretary Hedges's letter relating to intelligences had in France from letters taken upon her Majesty's subjects who are made prisoners coming from the plantations, was read, whereupon they said they would write to their friends at Jamaica, that they do not send over any accounts of the state of that island, and desired that directions might be sent to the Governors of all the plantations that orders be given to the masters of ships coming for England that they throw over the packets in case of danger. Upon which occasion they further offered that a greater naval strength than is now at Jamaica, and that the recruits for the companies there be forthwith dispatched thither [*fo.* 66]. Whereupon their lordships gave directions for preparing a letter to Mr. Secretary Hedges accordingly.

New England. *Naval stores, Partridge.*

Mr. Partridge attending according to order [*fo.* 60] and being asked several questions relating to naval stores, he said that few masts or little timber was to be expected from New England, unless the country to the eastward of New Hampshire be seated and secured, and promised to draw up proposals relating thereunto. And as for pitch and tar, he said he would ingage to import 10,000 barrells in a year, and he thourght that a premium of forty shillings per ton to be allowed upon the importation here might be a reasonable incouragement ; but he promised to consider of it, and to bring his proposals on Fryday next [*fo.* 68].

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Mr. Bridger attending also and being asked what premium upon the importation of pitch and tar here might be a sufficient incouragement for the bringing in of those commodities, he said that he thought 4*l.* per ton would not be too much, and promised to bring his further answer [*fo.* 69] in writing in a few days.

Naval stores, Bridger.

A representation upon the petition of Peter Van Bell [*fo.* 61, 87] relating to some negroes of his seized at St. Christophers, was signed.

Leeward Islands. *Representation on Peter Van Bell's case.*

A representation upon the Order of Councill of the 30th of March last [*fo.* 59, 67] relating to complaints against Colonel Nicholson, was signed.

Virginia. *Representation upon complaints.*

A memorial from Mr. Drift, and another from Mr. Estwick relating to a difference between them in reference to their precedency in the business of this office, were read; and thereupon ordered that the clerks do continue and be advanced according to their graduation, as mentioned in the minutes of the 13th May, 1703 [H. *fo.* 111], unless their lordships shall at any time see cause to make any alteration herein. And further ordered that the secretary distribute the business of the office among the clerks, as he shall find most for the service of the Board.

Miscellanies. *Memorials from Mr. Drift and Mr. Estwick.*

June 14. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

A letter to Mr. Secretary Hedges [*fo.* 65, 70] in answer to his of the 3rd instant relating to intelligence had in France by letters taken on board plantation ships, as ordered in yesterday's minutes, was signed.

Plantations General. *Letter to Mr. Secretary Hedges about intelligence carried to France.*

A letter from Colonel Codrington to the secretary of this Board dated at Nevis the 2nd of March last, was read.

Leeward Islands. *Letter from Colonel Codrington.*

Copy of an Order of Councill of the 11th May last upon a representation of the 10th ditto [*fo.* 35] for confirming two Acts past at Nevis in October last, approving the said representation, was read.

Order of Council confirming two Acts of Nevis.

The draught of a letter to Colonel Nicholson [*fo.* 59, 97] in favour of Mr. James Wallace, one of the complainants against the said Colonel Nicholson, recommending to him not to discourage or any ways molest the said Wallace upon that account, was agreed and ordered to be transcribed.

Virginia. *Draught of a letter to the Governour in favour of Mr. Wallace.*

June 16. Present:—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

An Order of Councill of the 15th [*fo.* 66] upon a representation of the 13th instant, relating to the complaints against Colonel Nicholson, directing that the said complaints be transmitted to Colonel Nicholson, and that he return an answer thereunto, was read. And thereupon the draught of a letter [*fo.* 73] for transmitting the said order and copies of the complaints to Colonel Nicholson, was agreed and ordered to be transcribed.

Virginia. *Order of Councill. Complaints against Colonel Nicholson.*

June 17. Present:—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr Prior.

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Virginia.
Letter to Mr. Borret about Bills.

Ordered that a letter be writ to Mr. Borret [*fo.* 14, 94] to desire him to attend Mr. Attorney General for his report upon the Virginia Bills in his hands.

New England.
Partridge's proposal about tar.

Mr. Partridge presented to the Board [*fo.* 65] his proposals for the importation of 10,000 barrells of tar annually for such term of years as shall be thought fit, upon contract at forty shillings per barrell, and demanding one quarter part of the money beforehand and a premium of 3*l.* per ton upon the importation, offering also to give security for performance thereof, was read; whereupon ordered that a letter be prepared to inclose the said proposals to Mr. Secretary Hedges.

June 20. Present:—Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Plantations General. New England.
Bridger's proposal about premium. Naval stores.

Mr. Bridger's proposal [*fo.* 65] offering that a premium of 4*l.* per ton be allowed upon the importation of pitch and tar from the plantations, was read.

Virginia.
Mr. Perry, about pitch and tar and a premium upon importation.

Mr. Perry attending, [*fo.* 40, 85] and being asked some questions upon the same subject, he said that he and others had written to their friends in Virginia for incouraging the production of pitch and tar there, and were sending a ship thither to bring home samples of what is made in the country, but he thought that a premium of 3*l.* per ton would be too small an incouragement for the begining that undertaking and settling the importation of pitch and tar as a trade from the plantations.

Plantations General. Trade.
Letter from Mr. Sansom about duties on pitch and tar.

A letter from Mr. Sansom, Secretary of the Customes, in answer to one writ him the 9th instant [*fo.* 60] for an account of the duties upon pitch and tar, was read.

Jamaica.
Reference from Mr. Secretary Hedges about a present of 2,000l. to the heir of Major General Selwyn.

A reference from Mr. Secretary Hedges [H. *fo.* 443; *fo.* 71] of the 16th instant upon the petition of Captain Gardner in the behalf of the heire at law of the late Major General Selwyn, Governour of Jamaica, praying for her Majesty's leave to receive a present of 2,000*l.* given by the Assembly of Jamaica to the said heir, was read, and directions given [*fo.* 71] to prepare a representation accordingly.

Plantations General.
Letter from Mr. Secretary Hedges about intelligence had in France &c.
And about naval and land forces for **Jamaica.**

A letter from Mr. Secretary Hedges of the 16th in answer to one writ him the 14th instant, relating to intelligence [*fo.* 66,76] had in France, by letters taken in ships coming from Jamaica &c. and requiring this Board to represent to her Majesty [*fo.* 71] the danger of Jamaica for want of a greater naval strength and land force, and what increase of both may be needfull, was read; and thereupon ordered that Sir Gilbert Heathcote and Sir Bartholomew Gracedieu have notice to attend the Board on Thursday next.

June 21. Present:—Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Jamaica.
Representation for a present of 2,000l. to the heir of Major General Selwyn.

A representation [*fo.* 70, 89] upon the reference from Mr. Secretary Hedges, mentioned in yesterday's minutes, relating to a present of 2,000*l.* to the heire at law of the late Major General Selwyn, was signed.

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June 22. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Jamaica.
State of defence.

Sir Gilbert Heathcote and Sir Bartholomew Gracedieu and Dr. Sloan attending, Mr. Secretary Hedges's letter mentioned in the minutes of the 20th instant, was read ; [*fo.* 70] and they being asked several questions relating to the present state of Jamaica [*fo.* 76], they said that there were four men of war remaining during the winter at Jamaica as a guard for that Island, one whereof was lost; that four others sailed with Sir Cloudsly Shovell's fleet in order to relieve those now there ; that by letters received from their friends and correspondents they had accounts that the inhabitants thought themselves in great danger, being in daily expectation of attempts from the enemy, and not being in any state of defence to receive them ; that these apprehensions had made several of the most considerable planters think of coming away ; that with less than ten or twelve men of war (three whereof to be 4th rates, the rest 5th and 6th rates) with two fire ships, they could not think themselves secure ; that with this assistance they might not only be safe themselves, but also in a condition to annoy the French and prevent their trading with the Spaniards. And they desired that the ships of war that shall be sent may go out full manned, and that the captains of the said ships may have strict orders not to press men there, otherwise they shall lose all their seafaring men, twelve hundred having been frightened away by Admiral Graydon's pressing men there. They further said that powder and shot might be wanting, but they could not tell the quantity ; and being desired, they promised to draw up a memorial upon these heads and present it accordingly. As for recruits and additional companies to be sent, they refer'd themselves to Captain Gardner, agent for the soldiers there. Whereupon ordered that Captain Gardner have notice to attend the Board on Tuesday morning next.

Virginia.
Letter to Colonel Nicholson with copies of complaints.

A letter to Colonel Nicholson [*fo.* 68, 95] to transmit to him copies of all the complaints that have been exhibited against him, was signed and ordered to be inclosed to the Lord Cornbury, and then sent to Mr. Wilcox to be forwarded by a New Yorke ship that goes along with the Newfoundland convoy.

New England.
Earle of Limerick.

The Earle of Limerick presented to the Board Mr. Attorney General's opinion about Roman Catholicks being capable of receiving grants of lands in the plantations, which was read.

Miscellanies.
Clifford.

A letter from Mr. Jeronomy Clifford [*fo.* 54, 117] of the 20th instant, signifying that Mr. Shepherd, Mr. Gardner and Mr. Oosterland had not yet finished the examination of his accounts, and praying that their lordships would please to hasten them therein, was read ; and thereupon ordered that a letter be writ to those gentlemen to desire them to dispatch that affaire as soon as conveniently they can, which was inclosed in another letter to Mr. Clifford, that he may have it delivered as he sees fitting.

June 23. Present :—Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

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Plantations General. *Newton. Weight and value of foreign coines.*

Mr. Newton presented to their lordships [*fo.* 50, 51] a table of the weight and intrinsic value of foreign coines in England, [M. *fo.* 15] with a computation for proportioning all the said coines to a Sevill piece of eight, which is to be raised from 4*s.* 6*d.* (its real value) to six shillings in the plantations, which was read.

Order of Council for sending proclamations about coin to the plantations.

Draught of letters to transmit the same.

An Order of Councill of the 15th instant directing the Board to transmit to the several Governors in America copies of her Majesty's proclamation [*fo.* 51] for settling and ascertaining the current rates of foreign coines in the plantations, was read; and ordered that draughts of letters be prepared [*fo.* 77] accordingly; and further ordered that a letter be writ to Mr. Lowndes to desire that the Board may have 400 copies of the said proclamations.

Leeward Islands. *Letter from Colonel Codrington to the secretary.*

A letter from Colonel Codrington to the secretary of this Board, dated at St. Christophers the 13th May last, was read.

Massachusets. *Letter from the Governour.*

A letter from Colonel Dudley to the Board, dated the 20th of April last, was read.

Plantations General. New England. *Letter to Mr. Secretary Hedges about premium on pitch and tar.*

A letter to Mr. Secretary Hedges in answer to his of the 2nd instant relating to a premium proposed [*fo.* 60, 68, 69] to be allowed by her Majesty upon the importation of pitch and tar from the plantations, was signed.

June 27. Present:—Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Jamaica. *State of the regiments.*

Captain Gardner presented to their lordships a state of the regiments now at Jamaica, with an account of the additional companies and recruits to be sent over, which was read.

Memorial from Sir Gilbert Heathcote &c. about state of Jamaica &c.

A memorial from Sir Gilbert Heathcote [*fo.* 71] and Sir Bartholomew Gracedieu, relating to the present state of Jamaica with reference to a naval strength and land force, was read; and thereupon ordered that they be desired to attend the Board to-morrow morning [*v. infra*].

Bermuda. *Address in favour of the Governour.*

Mr. Bennet presented to their lordships the duplicate of an address to her Majesty in favour of Captain Bennet from the Councill, justices and other officers, civil and military, and other inhabitants of Bermuda, the original whereof he said he intended to lay before her Majesty.

Plantations General. *Circular letter about intelligence had in France, &c.*

The draught of a circular letter [*fo.* 70, 77] to the several Governours in America relating to intelligence had in France, by letters taken on board of ships coming from the plantations, was agreed and ordered to be transcribed.

June 28. Present:—Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Jamaica. *Sir Gilbert Heathcote and Sir Bartholomew Gracedieu about defence &c.*

Sir Gilbert Heathcote and Sir Bartholomew Gracedieu attending [*v. supra*], they were desired to explain some things in their memorial mentioned in yesterday's minutes, and to add thereunto the number of ships of war they thought necessary for the defence of the Island of Jamaica, and the said memorial being returned to them [*fo.* 78] they promised to make those additions accordingly.

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The draught of a circular letter [*fo.* 74, 78] to all the Governours in America for transmitting her Majesty's proclamation for settling and ascertaining the rates of foreign coines in the plantations, was agreed and ordered to be transcribed.

Plantations General. *Circular letter about coin.*

June 29. Present :—Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Mr Newton presented to the Board an account of gold and silver coined from the 1st of March, 170$\frac{4}{5}$, to the last of Aprill, 1704.

Trade. *Silver and gold coined.*

Circular letters to all her Majesty's Governours [*fo.* 76] in America relating to intelligence had in France by letters taken on board plantation ships, were signed.

Plantations General. *Circular letters about intelligence had in France &c.*

Circular letters to all her Majesty's Governours and proprietors in America [*fo.* 77 ; K. *fo.* 2] enclosing her Majesty's proclamation [M. *fo.* 15] for settling and ascertaining the rates of foreign coines in the plantations, were signed.

Plantations General. *Circular letters about foreign coin.*

July 4. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

The memorial from Sir Bartholomew Gracedieu and Sir Gilbert Heathcote [*fo.* 77, 79] relating to the present state of the Island of Jamaica which had been returned to them the 28th of the last month for alterations, being now received back, was read ; and thereupon ordered that a letter be writ to Mr. Burchet [*fo.* 79] to desire to be informed of the naval strength at present at Jamaica.

Jamaica. *Alteration made by Sir Bartholomew Gracedieu &c. to their memorial about present state of Jamaica.*

The draught of a letter to Mr. Secretary Hedges in answer to his of the 16th of the last month relating to the sea and land force at Jamaica, was agreed and ordered to be transcribed.

Draught of a letter to Mr. Secretary Hedges about defence.

July 5. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A letter from Mr. Burchet [*fo.* 78, *et infra*] in answer to one writ him yesterday relating to the naval strength at Jamaica, was read.

Jamaica. *Letter from Mr. Burchet about naval strength.*

Their lordships took into consideration the draught of a representation [*fo.* 82] upon Colonel Dudley's late letter relating to the state of the provinces of the Massachusets Bay and New Hampshire, and made some progress therein.

Massachusets &c. *Representation on Colonel Dudley's letters.*

July 6. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A letter to Mr. Secretary Hedges, in answer to his of the 16th of the last month [*fo.* 70, 78, *et supra*], relating to the sea and land force at Jamaica, was signed.

Jamaica. *Answer to Mr. Secretary Hedges's letter about sea and land force.*

The draught of an additional instruction [*fo.* 82] to the several Governours and proprietors in America, relating to the number of seamen allowed by an Act past in the last session of Parliament, for navigating of English ships during the war, was agreed and ordered to be transcribed.

Plantations General. *Additional instructions about number of seamen &c. for navigating English ships.*

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Mr. Attorney General's report about renewal of commissions for trying of pirates.

Mr. Attorney General's report, in answer to a letter writ him the 31st of March last [H. *fo.* 467] relating to the renewal of the commissions for the tryal of pirates in the plantations, was read; and thereupon ordered that a representation be drawn in pursuance of Mr. Attorney General's report [*fo.* 83].

Representation to be drawn thereupon.

Newfoundland. *Letter from the commander there.*

A letter from Captain Lloyd, commander of the forces at Newfoundland, with several depositions relating to Placentia [*fo.* 81] dated May the 13th, 1704, was read.

Bermuda. *Letters from the Governour.*

A letter from Colonel Bennet to the Board of the 11th of January last, as also one of the 20th of April last, were read; and the papers therein refer'd to are as follows, viz. :—

Papers of publick proceedings.

Copy of Mr. Holdbeach and Mr. Bell's examination on oath concerning a Spaniard taken up for piracy, the 8th of September, 1702.

Copy of the condemnation of the French prize called *St. Lawrence the Victorious*, at a Court of Admiralty the 28th December, 1703.

Account of the sale of the French prize called *St. Lawrence the Victorious*.

Copy of the tryals of several pirates at a court of Admiralty held the 12th of October, 1703.

An Act for raising a publick revenue for the support of these her Majesty's Islands, past in February, 170$\frac{3}{4}$.

Copy of an Act for raising a publick revenue for the support of the government of these his Majesty's Islands, past in November, 1698, to which is annexed the depositions taken about the original of this Act.

July 7. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Newfoundland. *Letter to be writ to Mr. Secretary Hedges with Monsieur Tilly's examination.*

Ordered that a letter be prepared to transmit to Mr. Secretary Hedges the copy of Monsieur Du Tilly's examination [*fo.* 80, 83] received from Newfoundland in Captain Lloyd's letter mentioned in yesterday's minutes.

Plantations General. *Letter to Mr. Secretary Hedges, with additional instructions about navigating ships.*

A letter to Mr. Secretary Hedges [*fo.* 80, 106] with additional instructions to all the Governours and proprietors in America relating to the number of seamen allowed by an Act past the last session of Parliament, for navigating of English ships during the war, was signed.

Massachusets. *Representation on Colonel Dudley's letter of 20th April.*

A representation, upon Colonel Dudley's letter [*fo.* 79] of 20th of April last, was agreed and ordered to be transcribed.

July 10. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

New England. *Partridge. Naval Stores.*

Ordered that Mr. Partridge [*fo.* 86] have notice to attend the Board on Thursday next.

New Jersey. *Order of reference on Dockwra's petition about the Island of Staten.*

An Order of Council of the 6th instant refering to this Board the petition of Peter Sonmans and William Dockwra for their selves and the rest of the proprietors of the eastern division of New Jersey relating to their title to the Island of Staten, was presented to the Board by the said Sonmans and Dockwra and read; whereupon they were directed to bring to their lordships what papers or proofs they had to make good their said title, in order to be sent to the Lord Cornbury to return his answer in behalf of the Queen.

1704.

A letter to Mr. Secretary Hedges [*fo.* 81] inclosing the copy of the examination of the Sieur Du Tilly, a French prisoner at Newfoundland, was signed.

Newfoundland. *Letter to Mr. Secretary Hedges about a French prisoner.*

A representation [*fo.* 80, 87] offering to her Majesty that the several commissions for the trying of pirates in the plantations be renewed, was agreed and ordered to be transcribed.

Plantations General. *Representation about commissions for tryal of pirates.*

Ordered that a representation [*fo.* 84] be prepared for laying before her Majesty an Act past at Bermuda in November, 1698, entituled an Act for raising a publick revenue for the support of the government of those his Majesty's islands, for her Majesty's royal approbation.

Bermuda. *Representation to be prepared upon a Revenue Act.*

A representation [*fo.* 82, 96, 97] upon Colonel Dudley's letter of the 20th of April last, was signed.

Massachusets. *Representation on Dudley's letter.*

July 11. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Their lordships took into consideration the draught of a representation [*fo.* 83, 85] upon an Act past in Bermuda in 1698 for raising a public revenue for the support of the government of those islands, and made some progress therein.

Bermuda. *Draught of a representation upon Act of Revenue.*

Ordered that a letter be writ to Mr. Lowndes [*fo.* 52, 89] to desire to know if the Lord High Treasurer have any objection why her Majesty should not approve of the Act lately past at Jamaica for raising a publick revenue.

Jamaica. *Letter to Mr. Lowndes about Act for raising a publick revenue.*

Mr. Sollicitor General's report [*fo.* 57] upon the Acts past at Bermuda in 1690, 1691, 1693 and 1694, was read ; and the said Acts having been read the 14th May, 1703 [H. *fo.* 113], their lordships gave directions for preparing a representation thereupon [*fo.* 85].

Bermuda. *Sollicitor General's report on Acts.*

Representation to be prepared thereupon.

July 12. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

Ordered that Mr. Harris be desired to dispatch the seal for New Jersey, there being yet none sent to that province from her Majesty.

New Jersey. *Letter to Mr. Harris to dispatch the new seale.*

A representation [*fo.* 84, 87] for confirming an Act past at Bermuda in 1698 *for raising a publick revenue for the support of the government &c.* was agreed and ordered to be transcribed.

Bermuda. *Representation upon Act of Revenue.*

A representation [*fo.* 84, 90] upon the Acts passed at Bermuda in 1690, 1691, 1693 and 1694 was agreed and ordered to be transcribed.

Representation on several Acts.

A letter to Colonel Nicholson [*fo.* 69, 87] relating to the production of naval stores in Virginia, was agreed and ordered to be transcribed.

Virginia. *Letter to Colonel Nicholson about naval stores.*

July 13. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Colonel Whetham presented to their lordships a memorial [*fo.* 92] on the behalf of Colonel John Johnson, who was appointed Lieutenant Governour of Nevis by Colonel Codrington the 1st of July, 1703, praying that the said Johnson may have her Majesty's commission for that post, and that the salary be allowed him from that day, which was read.

Leeward Islands. *Memorial about Colonel Johnson's being made Lieut.-Governor of Nevis by Colonel Codrington.*

1704.

Plantations General. New England. *Partridge. Naval Stores.*

Mr. Partridge attending according to order [*fo.* 82], and several questions being asked him relating to the production of naval stores in New England, he said that he would undertake to import a ship's load of pitch and tar by Christmas next, or 10,000 barrels if required in a year's time, upon contract with the Navy Board. That having about two years ago sent over from New England 10,000 barrells of turpintine, which remain yet unsold, not being able to get the value of the freight for it, he would not venture now to import pitch and tar without a certainty of a market. As for a premium of three pounds per ton to be allowed upon the importation of pitch and tar, he thought that was not a sufficient incouragement, but being desired, he promised to consider thereof, and offer to their lordships his opinion thereupon [*fo.* 90].

Bermuda. *Representation upon Revenue Act.*

A representation [*fo.* 85, 107] upon an Act past at Bermuda in 1698 *for raising a publick revenue for the support of the government of those islands*, was signed.

Virginia. *Letter to the Governour about naval stores.*

A letter to Colonel Nicholson [*fo.* 85, 161] relating to the production of naval stores in Virginia, was signed.

Plantations General. *Representation about renewal of commissions for trying pirates.*

A representation [*fo.* 83, 97] offering to her Majesty that the commissions for the tryal of pirates in America be renewed, was signed.

Leeward Islands. *Order of Council upon representation relating to the case of Peter Van Belle.*

An Order of Councill of the 6th instant upon a representation [*fo.* 65] of the 13th of the last month relating to the petition and case of Peter Van Bell about some negroes of his seized at St. Christophers and condemned at a court of Admiralty at Nevis in May, 1699, directing the Board to write to Sir William Mathew, Governour of the Leeward Islands, according to the said representation, was read, and directions given for preparing a letter accordingly [*fo.* 88].

July 14. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Bermuda. *Mr. Davis about tobacco.*

Mr. Davis attending, and being asked several questions relating to the tobacco at Bermuda, he said there was but little tobacco made there, and what was exported (besides what was carryed by the seamen for their provisions) was to the Leeward Islands, and that but in small quantities. That Mr. Nodin has some times received some from thence, but that it was so strong and bad that it could not be used here.

Leeward Islands. *Letter to the Governour about Peter Van Bell.*

A letter to Sir William Mathew, in pursuance of the Order of Councill of the 6th instant [*fo.* 87] relating to Mr. Peter Van Bell, was signed.

Plantations General. *Copy of instructions to privateers given to Mr. Penn.*

Mr. Penn having desired a copy of the additional instructions to be given to privateers in America [*fo.* 22], the Secretary was permitted to give him a copy thereof.

Jamaica. *Copy of an Order of Council on the representation about Major General Selwyn's present.*

Copy of an Order of Councill of the 6th instant upon a representation of the 21st of the last month [*fo.* 71], relating to a present of 2,000*l.* to the heire at law of the late Major General Selwyn, Governour of Jamaica, approving the same, was read.

1704.

A letter to Mr. Lowndes desiring to know whether the Lord High Treasurer have any objection to laying the Act for raising a revenue in Jamaica before her Majesty for her royal confirmation [*fo.* 84, 94] as directed the 11th instant, was agreed and ordered to be sent.

Letter to Mr. Lowndes about Act of Revenue.

Two Acts past at Nevis the 23rd of February last, entituled *An Act for the establishing of courts and settling due methods for the administration of justice in this island*, and *An Act for the better government of negroes and other slaves*, were laid before the Board, and ordered that they be sent to Mr. Attorney or Mr. Sollicitor General for their opinion in point of law.

Leeward Islands.
Two Acts of Nevis sent to Attorney or Sollicitor General.

July 18. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

A representation [*fo.* 85, 96] upon the Acts past at Bermuda in 1690, 1691, 1693 and 1694, was signed.

Bermuda.
Representation on Acts.

Mr. Partridge presented to their lordships a memorial [*fo.* 87, 91] relating to the production of naval stores in the plantations, which was read, and he was desired to produce the substance of the said paper with plain proposals against to-morrow morning, which he promised to doe.

Plantations General.
New England.
Naval stores.
Partridge.

A letter from Colonel Bennet, dated at Bermuda the 10th June last, was read, and the papers therein refer'd to are as follows :—

Bermuda.
Letter from the Lieutenant Governour.

An Act past the 9th day of February, 170$\frac{3}{4}$.

Four Acts past at Bermuda the 12th May, 1704.

Journal of Assembly from the 7th February, 170$\frac{3}{4}$, to the 12th May following.

Publick papers.

Mr. Bennet presented to their lordships another letter from his brother, Colonel Bennet, dated at Bermuda the 31st May last, desiring their lordships assistance in procuring him the command of the soldiers at Bermuda in the place of Captain Sandys, lately dead, which was read. And Mr. Bennet was acquainted that if his brother's petition to her Majesty, which he also communicated to the Board, was refer'd to the Board, their lordships would do what they could for Colonel Bennet's service.

Another letter from the Lieutenant Governour desiring to command the company of Captain Sandys, deceased.

A letter from Colonel Handasyd, dated at Jamaica the 4th May last was read ; and thereupon ordered that a letter be prepared to Mr. Secretary Hedges [*fo.* 92] to inclose an extract of what relates to the French prisoners sent home.

Jamaica.
Letter from the Governour.

Another letter from Colonel Handasyd, dated at Jamaica the 19th May last, giving an account of the arrival of the fleet at Jamaica.

Another letter about the arrival of the fleet.

July 19. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

Mr. Partridge [*fo.* 90] presented to their lordships a proposal, as directed in yesterday's minutes, for supplying her Majesty with 10,000 barrills of tar yearly for seven years, or for a lesser time, which was read ; and thereupon a letter inclosing the same to Mr. Secretary Hedges, was signed.

New England.
Mr. Partridge's proposal for furnishing 10,000 *barrells of tar.*

Letter inclosing it to Mr. Secretary Hedges.

1704.

Jamaica. *Letter to Mr. Secretary Hedges with extract of one from Colonel Handasyd about French prisoners sent home.*

A letter to Mr. Secretary Hedges [*fo.* 91] inclosing the extract of a letter from Colonel Handasyd, relating to some French prisoners sent home, as directed in yesterday's minutes, was signed.

July 21. Present :—Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Leeward Islands. *Certificate about Lieutenant Governour of Nevis.*

A certificate from Colonel Wetham [*fo.* 86, 115] that Colonel John Johnson was made Lieutenant Governour of Nevis the 1st July, 1703, by Colonel Codrington was now received and read.

Barbados. *Mr. Attorney General's report on Acts.*

Mr. Attorney General's reports upon the Acts past at Barbados from the 5th November, 1700, to the 10th March, 170½, as also the said Acts, were read.

New Hampshire. *Wharton's memorial about salary for Lieutenant Governour.*

A memorial from Mr. Wharton in behalf of Mr. Usher, Lieutenant Governour of New Hampshire, praying that a salary may be settled upon him, was read ; whereupon the secretary was directed to acquaint the said Wharton that no salary having been allowed from England to any Lieutenant Governour of New Hampshire, their lordships did not think this a proper season to move her Majesty in that affaire ; but if he can perswade the Assembly to pass any Act in his behalf, their lordships would not be against offering it to her Majesty for her royal approbation.

July 25. Present :—Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Massachusets. *Letter to the Governour about Mohegan Indians.*

A letter to Colonel Dudley, Governour of the Massachusets Bay, relating to the complaints of the Mohegan Indians, was signed.

August 15. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

Virginia. *Commissioners of the Customes' report on Bills.*

A letter from Mr. Lowndes [*fo.* 14] of the 10th instant with a report from the Commissioners of the Customes upon two Virginia Bills, approving the same, and further signifying that the Lord High Treasurer [*fo.* 89] had no objection to the laying the Jamaica Revenue Act before her Majesty, was read ; [*fo.* 97] and thereupon ordered that a representation be prepared for laying the said Act before her Majesty accordingly.

Jamaica. *Revenue Act.*

Representation to be prepared &c.

Plantations General. *Letter from Mr. Attorney General about want of laws for barring e[s]tates tailes &c.*

A letter from Mr. Attorney General relating to the want of laws in the plantations for barring the estates tailes and the remainders depending on them, was read.

Virginia. *Jennings. Mr. Attorney General's report on four Bills.*

Two of the said Bills return'd to him by Mr. Jennings for further information.

Mr. Jennings [*fo.* 31, 99] being returned out of Yorkshire and attending, Mr. Attorney General's report upon four Virginia Bills [*fo.* 68] sent him the 24th of April last, was read ; and their lordships not agreeing intirely with some of his objections to two of the said Bills, a letter was writ to him thereupon, and Mr. Jennings was desired to attend him therewith, as also with the said Bills, in order to give him further information therein.

August 17. Present :—Sir Philip Meadows, Mr. Blathwayt Mr. Prior.

1704.

Virginia.
Mr. Perry about writing to the Governour to forbear personal resentments &c. whilst the complaints are depending.

Mr. Perry attending [*fo.* 73, 245] and desiring that their lordships would be pleased to write to Colonel Nicholson that he forbear any personal resentment, prosecution or molestation whatsoever against any person upon his own account whilst the complaint against him is depending, a letter was writ and signed accordingly.

Letter thereupon.

New England and New Yorke.
New ingineer appointed.

A letter from the Board of Ordnance [*fo.* 44, 104] of the 8th instant signifying that they had appointed Captain John Rednap, ingineer, for New England and New Yorke in the room of Colonel Romer, was read, and a letter, in answer thereunto, was signed.

Bermuda.
Acts.

Three Orders of Councill of the 3rd instant upon a representation of the 18th of the last month [*fo.* 90] relating to the Acts of Bermuda, past in 1690, 1691, 1693 and 1694, viz. :—

An order for confirming several of the said Acts, and

Order of Council confirming several of them.

An order for repealing four of them were read, and directions given for preparing a letter to transmit the same to Colonel Bennet.

Another repealing four.

And another order directing the Board to prepare an instruction for the said Colonel Bennet in the same manner as was done for the Governour of Barbados in lieu of the *Habeas Corpus Act.* One of those repealed by the foregoing order was read, and the said instruction prepared, and a representation signed [*fo.* 115, 116] to lay the same before her Majesty.

Order of Council about an instruction to the Governour in lieu of Habeas Corpus Act.

Massachusets.
Order of Council on a representation upon Colonel Dudley's letters.

An Order of Councill of the 3rd instant upon a representation of the 10th of the last month [*fo.* 83] upon Colonel Dudley's letters directing this Board to prepare letters from her Majesty to Colonel Dudley relating to the building Pemaquid fort and the settling a salary for the Governour and Lieutenant Governour of the Massachusets Bay, was read, and directions given for preparing a letter accordingly [*fo.* 229].

Letter to be writ to the Governour about Pemaquid and salary.

Copy of an Order of Councill about man of war.

Copy of an Order of Councill of the same date upon the same representation [*fo.* 83, 132] refering what relates to a man of war to his royal highness, was read.

Rhode Islands.
Copy of an Order of Councill about irregularities, &c.

Copy of another Order of Councill of the same date upon the same representation [*fo.* 83] refering what relates to the irregularities in Rhode Island [*fo.* 177] to Mr. Attorney and Mr. Sollicitor General, was read.

Plantations General.
Copy of an Order of Council about commissions for tryal of pirates.

Copy of an Order of Councill of the same date upon a representation of the 13th of the last month [*fo.* 87, 113] relating to commissions for tryal of pirates in America, directing Mr. Attorney and Mr. Sollicitor General to prepare commissions accordingly, was read.

Virginia.
Letter to the Governour not to molest Wallace.

A letter to Colonel Nicholson [*fo.* 67] in pursuance of the minutes of the 7th June last, directing him not to give Mr. Wallace, one of the complainants against him, any molestation upon account of his said complaints, was signed and delivered to the said Wallace.

Jamaica.
Representation upon Revenue Act.

A representation [*fo.* 94] upon an Act past at Jamaica in November last [M. *fo.* 287] for raising a revenue to her Majesty for the support of the government of that island, was signed.

Newfoundland.
Memorial from Mr. Thurston about the convoy's being taken by the French.

A memorial from Mr. Thurston [*fo.* 63] signifying that the *Coventry* man of war, convoy to the Newfoundland fleet, on board

1704.

of whom was the money for paying the soldiers there, has been taken and carryed into Brest, and praying their lordships' consideration thereof, being read, directions were given for preparing a letter to Mr. Lowndes [*v. infra*] to lay the same before the Lord High Treasurer, and further ordered that a duplicate of the heads of inquiry and additional instructions which had been sent to Mr. Burchett [*fo.* 29] the 4th May last be again sent to him to be given to the commander of the convoy appointed for Newfoundland.

Letter to be writ to Mr. Lowndes thereupon.

August 18. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

Newfoundland. *Letter to Mr. Lowndes about the convoy's being carried into Brest.*

A letter to Mr. Lowndes [*v. supra*], as ordered yesterday, upon Mr. Thurston's memorial relating to the Newfoundland convoy's being carryed into Brest, was agreed and ordered to be sent.

Miscellanies. *Incidents.*

The account of the incident charges of this office, from Christmas, 1703, to Midsummer, 1704, were laid before the Board, and are as follows, viz. :—

	l.	*s.*	*d.*
The secretary's account of petty expenses, amounting to	42	15	5
The stationer's account, amounting to.. ..	36	9	8
The postman's bill	34	4	11
On the account for wood and coles	33	9	1
Amounting in the whole to..	146	19	1

And a letter was thereupon writ to the Lord Treasurer to desire his lordship's order for payment thereof.

Letter to Lord Treasurer thereupon.

Maryland. *Proposal about Naval stores.*

Sir Thomas Lawrence attending communicated to their lordships two proposals made to Colonel Seymour, Governour of Maryland, relating to the furnishing her Majesty with plank, timber, masts &c., and to the building of men of war in Maryland, and the producing pitch and tar in Maryland and Virginia, copies whereof were ordered to be taken.

Virginia. *Mr. Jennings, about Bills.*

Mr. Jennings [*fo.* 94] acquainted their lordships that he had attended Mr. Attorney General, as directed the 15th instant, and that he had cleared some difficulties Mr. Attorney had relating to the Virginia Bills that had been refer'd to him, whereupon directions were given for preparing a representation [*fo.* 114] upon the collection of Virginia Bills received from Colonel Nicholson.

New Yorke. *Suit of clothing &c. given to Patrick Wardrope.*

Patrick Wardrop, an old soldier who had served 28 years at New Yorke, having been some while since returned from thence as an invalid, attending ; ordered that the suit of the cloathing returned from New Yorke and brought to the Board the 25th May, 1703, by Mr. Thrale, be delivered to the said Wardrope.

August 22. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

New Yorke. *Letters from the Governour.*

Several letters from the Lord Cornbury, Governour of New Yorke, to the Board, with the papers therein refer'd to, were laid before their lordships and are as follows, viz. :—

1704.

A letter from his lordship relating to the accounts of the late Earle of Bellomont [H. *fo.* 455 ; *fo.* 102] dated the 17th June, 1704. — *Letter from him about the Countess of Bellomont's accounts.*

Seventeen papers relating to the accounts between the late Earle of Bellomont and the forces at New Yorke. — *Papers refer'd to therein.*

Eleven papers relating to the accounts between the late Earle of Bellomont and the forces at New Yorke.

Valuation of the cloathing sent by Mr. Champante to New Yorke for the use of the four companies there in 1702. — N.B.—*The letters and papers inclosed in the black line weare sent to the Lord Treasurer, the 24th instant.**

An account of the contingencies of New Yorke in the late Earle of Bellomont's and the Lord Cornbury's governments for one year.

Account of the warrants issued by the late Earle of Bellomont for the payment of money for the use of the forces at New Yorke, from the 2nd of April, 1698, to the 5th of March, 1700.

Account of the warrants issued by the Lord Cornbury for the payment of money for the use of the regulated forces at New Yorke from the 3rd of May, 1702, to the 6th of April, 1704.

Account of a warrant issued by the late Earle of Bellomont, out of the revenue of New Yorke for services done at several times during his government, from the second of April, 1698, to the 2nd of April, 1699.

Account of warrants issued by the Lord Cornbury out of the revenue of New Yorke for services done at several times &c. from the 3rd of May, 1702, to the 3rd of May, 1703.

Proceedings upon all the actions depending in June, 1704, in the Supreme Court of New Yorke.

A letter from the Lord Cornbury to the Board, relating to the accounts between Captain Nanfan and the forces at New Yorke [H. *fo.* 412 ; *fo.* 103] dated the 22nd June, 1704. — **New Yorke.** *Letter from the Governour about Nanfan's accounts.*

Affidavit of Mr. Wilson, high sheriff of the county of New Yorke, concerning Captain Nanfan. — *Papers relating thereto.*

Six several papers relating to the accounts of Captain Nanfan.

Eleven papers relating to Captain Nanfan's accounts.

A letter from the Lord Cornbury to the Board, with what he has done towards stating the Countess of Bellomont's accounts [*fo.* 100, 103], and about her security, dated the 24th June, 1704. — *Letter from Lord Cornbury about Countess of Bellomont's accounts.*

A letter from the Lord Cornbury [*fo.* 115, 116] to the Board, about his proceedings relating to the ship the *Eagle* gally, seized by the Collector for having on board some Canary wine shipt at Madera &c., dated the 26th of June, 1704. — *Letter from him about the* Eagle *galley.*

Copy of the proceedings of the Admiralty Court held the 8th of April, 1704, against the *Eagle* gally, seized by the Collector for having loaded Canary at the Maderas. — *Admiralty proceedings thereon.*

A letter from the Lord Cornbury to the Board of the 30th of June last, in answer to one writ him the 26th of January, 170$\frac{2}{3}$, relating to the Acts past by the Earle of Bellomont and Captain Nanfan, with his observation thereupon. — **New Yorke.** *Letter from the Governour about Acts past by the Earl of Bellomont, &c.*

Report of the Councill of New Yorke to the Lord Cornbury relating to the Acts of Assembly not confirmed or repealed. — *Council of New Yorke's report on those Acts.*

* Marginal note in red ink, nearly faded away. The "black line" extends from "A letter" (line 1 of this page) to "1704" (line 17.)

1704.

Letter from the Lord Cornbury with Acts.

A letter from the Lord Cornbury to the Board, dated at New Yorke the 30th of June.

Acts past at a General Assembly held at New Yorke the ——— of ——— to the ——— of ———.

Acts past at a General Assembly at New Yorke in June, 1704.

Letter to Mr. Lowndes with Lord Bellomont and Captain Nanfan's accounts.

Ordered that copies of the Lord Cornbury's letters relating to the Earle of Bellomont and Captain Nanfan's accounts [*fo.* 102] be made, as also a list of the papers therewith transmitted, and then that the said original letters and papers be sent to Mr. Lowndes [*fo.* 113], and that he be desired to move the Lord Treasurer that the said accounts be refer'd to such persons conversant in the accounts of the army as his lordship shall be pleased to direct.

Mr. Champante acquainted therewith.

Mr. Champante attending in relation to Captain Nanfan's accounts, he was acquainted with the foregoing order; whereupon he promised to bring to their lordships a memorial in behalf of Captain Nanfan, which he prayed might be also recommended to the Lord High Treasurer.

New England *and* **New Yorke.** *Letter to the Governours in favour of Captain Rednap the ingineer.*

Letters to the Lord Cornbury [*fo.* 95] and Colonel Dudley in favour of Captain John Rednap, who is sent as ingineer to New England and New Yorke, were signed.

Virginia. *Memorial from Mr. Jennings desiring a consideration for his trouble.*

Mr. Jennings [*fo.* 149] presented to their lordships a memorial praying their lordships' consideration of his expences and charges in coming to England and attending here in reference to the Virginia Bills, which was read, and ordered that in the next letter to Colonel Nicholson he be advised to pay Colonel Jennings 100*l.* (besides the 100*l.* that he received at his coming away) out of the two shillings per hogshead.

New England. *Order of Council about prisoners taken by the French of Canada.*

Extract of Colonel Dudley's letter about skirmish at Deerfield sent to Secretary Hedges.

An Order of Councill of the 17th instant, directing the Board to give an account to one of her Majesty's Secretaries of State, of the English prisoners that have been lately taken by the French of Canada, was read; and thereupon the copy of paragraph D of Colonel Dudley's letter of the 20th of April last, was sent to Mr. Secretary Hedges.

Maryland. *Letter from the Governour.*

Papers of publick proceedings.

A letter from Colonel Seymour [*fo.* 107], Governour of Maryland, of the 23rd of May last, with the papers therein refer'd to, were laid before the Board, which papers are as follows, viz.:—

Minutes of Council from the 30th of July, 1702, to the 4th of October, 1703.

Minutes of Councill from the 12th of April, 1704, to the 22nd of May following.

Minutes of Council in Assembly from the 26th April, 1704, to the 3rd May following.

Minutes of Assembly from the 26th April, 1704, to the 3rd of May following, when they were dissolved.

Copy of the proceedings of the committee of the accounts in May, 1704.

Abstracts of the proceedings of several courts of justice in 1703.

Act past at a General Assembly the 3rd of May, 1704.

1704.

Colonel Blakiston's opinion upon the difference between Colonel Seymour and the late President of Maryland and upon the want of arms there.

Colonel Blakiston attending, and being acquainted with what Colonel Seymour writes about a difference between Mr. Tench, President of the Councill, and himself, relating to a moyety of the 12*d.* per hogshead on tobaccoes, he said that Mr. Tench's demands were very unreasonable, that he could have no title to the said moyety, the ships not being cleared till after Colonel Seymour arrived. As to what Colonel Seymour writes relating to want of armes, he said that there being a fund settled by Act of Assembly for providing armes, he doubted not but they had 1,000*l.* at present in bank for that purpose.

August 23. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

Plantations General.
Letter to all the Governours to enclose the Queen's circular letter about prizes, and additional instructions about navigating English ships.

Her Majesty's circular letters to all the Governours and proprietors in America relating to her Majesty's and the Lord High Admiral's shares of prizes, which had been prepared by this Board and sent to Mr. Secretary Hedges the 31st of May last [*fo.* 53], as also the additional instructions [*fo.* 82] relating to the number of seamen allowed to navigate English ships during the war, sent also to Mr. Secretary the 7th of the last month, being now received back, ordered that letters be prepared forthwith for transmitting the same to all the Governours accordingly, and that those to the proprietors here in town be sent to them.

Maryland.
Colonel Blakiston's memorial about quota for New York.

A memorial from Colonel Blakiston, agent for the province of Maryland, relating to their quota for New Yorke, was read ; and thereupon ordered that the Act past in 1701 for raising 300*l.* in part of the said quota, be looked out in order to their lordships' consideration of that matter.

Bermuda.
Order of Council confirming Revenue Act.

An Order of Councill of the 3rd instant upon a representation [*fo.* 87] of the 13th of the last month confirming *an Act* past at Bermuda in 1698 *for raising a publick revenue for the support of the government* of those islands, was read ; and ordered that it be transmitted to Colonel Bennet.

Letter to the Governour.

The draught of a letter to Colonel Bennet [*fo.* 113] was agreed and ordered to be transcribed.

Maryland.
Letter from the Governour.
Answer.

Colonel Seymour's letter [*fo.* 105, 113] mentioned in yesterday's minutes, was read, and an answer thereunto agreed and ordered to be transcribed.

Barbados.
Letter from the Governour.

A letter from Sir Bevill Granville, Governour of Barbados, dated 24th of May last, with the papers therein refer'd to, were laid before the Board, and are as follows, viz. :—

Publick papers.

List of persons recommended by Sir Bevil Granville to fill up the vacancies that may happen in the Councill of Barbados, dated 24th May, 1704.

Account of such prizes condemned in Barbados as have come to the hands of James Hanaway, Esquire, marshal of the Vice-Admiralty there.

Abstract of such ships and vessels as have been condemned as prizes in the court of Admiralty of Barbados since the present war.

Minutes of Councill from the 5th of October to the 21st of December, 1703, inclusive.

1704.

Minutes of Councill from the 18th of January, 170$\frac{3}{4}$, to the 8th of April, 1704.

Minutes of Councill from the 28th April to the 16th of May inclusive.

Minutes of the Assembly from the 27th of October, 1702, to the 8th of June, 1703.

Minutes of the Assembly from the 8th of June, 1703, to the 3rd of August following.

Minutes of the Assembly from the 31st of August to the 2nd of November, 1703.

Minutes of the Assembly from the 2nd of November, 1703, to the 16th of March, 170$\frac{3}{4}$, inclusive.

Minutes of Assembly from the 8th of February, 1703, to the 16th of May, 1704, inclusive.

Acts past the 21st of March, 170$\frac{3}{4}$.

An Act to settle five hundred pounds per annum on Sir Bevil Granville during his government, past the 8th of June, 1703. Duplicate.

Acts past the 16th November and 1st of December, 1703, Duplicate.

Letter to Mr. Burchet with extract of Sir Bevil Granville's letter.

And thereupon ordered that a copy of paragraph G. in the foresaid letter be sent to Mr. Burchet to be laid before his royal highness's Councill.

Jamaica.
Letter from the Governour.

A letter from Colonel Handasyd, Governor of Jamaica, dated the 19th June last, with the papers therein refer'd to, were laid before the Board and are as follows, viz. :—

Publick papers.

Minutes of Councill from the 8th of February, 1703, to the 13th of June, 1704, inclusive :—

Minutes of Councill in Assembly from the 11th of April to the 13th of June, 1704, inclusive.

Minutes of the Assembly from the 11th of April to the 10th of June, 1704, inclusive.

Acts past the 29th of April and 14th May, 1704.

Letter to Mr. Burchet with extracts of Colonel Handasyd's letter.

Acts past the 13th of June, 1704. And thereupon ordered that a copy of paragraph B, and part of paragraph F in the foresaid letter [*fo.* 210] which relates to the Captain of the *Sea Horse*, be sent to Mr. Burchet to be laid before his royal highness's Councill.

Virginia.
Two letters from the Governour.

Two letters from Colonel Nicholson, Governour of Virginia, dated the 31st May and 6th June last, and the papers therein refer'd to were laid before the Board and are as follows :—

Publick papers.

Address of the Governour, Council and burgesses of Virginia to her Majesty, 1704.

Naval officers list of ships entred and cleared in Virginia from the 29th September, 1703, to the 22nd May, 1704.

List of tythables for the year 1704.

List of patents for land signed in 1704.

Mr. Auditor Bird's account of her Majesty's quit rents for the year 1703.

Mr. Auditor Bird's account of her Majesty's revenue from the 25th October, 1703, to the 25th April, 1704.

Mr. Carter, the Treasurer's accounts of her Majesty's revenue 1703.

1704.

Copies of the Acts past in the Generall Assembly, April the 21st, 1704.

Proceedings of the General Assembly in April, 1704, in relation to trade.

Proceedings of the Governour and Councill relating to the ships the *Dreadnought* and *Foway*, from the 9th February, 170$\frac{3}{4}$, to the 31st of May, 1704.

Minutes of Councill from the 26th of August, 1703, to the 20th of October following.

Minutes of Councill in Assembly from the 20th of April, 1704, to the 12th of May following.

Minutes of Councill from the 23rd of October, 1703, to the 12th of May, 1704.

Journal of the House of Burgesses from the 20th of April, 1704, to the 12th of May following.

Letter from Mr. Moor to Colonel Nicholson, Governour of Virginia, inclosing several papers of publick proceedings of the Assembly of Pennsylvania, dated the 23rd of May, 1704.

Commodore Evans's sailing orders &c. to the convoy, which brought home the Virginia fleet.

Line of battle of the convoy which brought home the Virginia fleet.

List of the merchants ships brought home to England under convoy of Commodore Evans.

Letter from Mr. Stephens Thompson, Attorney General of Virginia, dated the 27th May last, was laid before the Board.

Virginia. *Letter from Mr. Thompson, Attorney General.*

August 24. Present:—Sir Philip Meadows, Mr. Blathwayt Mr. Prior.

Letters to Colonel Dudley, the Lord Cornbury, Colonel Seymour, Colonel Nicholson and Colonel Bennet, were signed.

Massachusets. New York. Maryland. Virginia. Bermuda. *Letters to the Governours.*

Ordered that a letter be writ to Mr. Lowndes to desire that Mr. Baker may have directions to attend Mr. Attorney General [*fo.* 97, 353] in the passing of the commissions for the tryal of pirates in America.

Plantations General. *Letter to Mr. Lowndes about commissions for trying pirates.*

A memorial from Mr. Champante in behalf of Captain Nanfan [*fo.* 102, 274], late Lieutenant Governour of New Yorke, was read, and a letter writ to Mr. Lowndes according to the minutes of the 22nd instant [*fo.* 103].

New Yorke. *Memorial from Mr. Champante in behalf of Captain Nanfan. Letter to Mr. Lowndes.*

The draughts of letters to Colonel Handasyd, Sir Bevill Granville and Sir William Mathew [*fo.* 114] were agreed and ordered to be transcribed.

Jamaica. Barbados. Leeward Islands. *Letters to the Governours.*

A memorial from Mr. Lodwick praying for their lordships speedy representation upon an Act past at New Yorke *declaring the illegality of the proceedings against Colonel Nicholas Bayard and Alderman John Hutchins for pretended high treason and for reversing and making null and void the said judgements and all proceedings thereon,* which he lately left here, was read. Whereupon ordered

New Yorke. *Memorial from Mr. Lodwick about the Act relating to Bayard and Hutchins.*

1704.
The Act sent to Mr. Attorney General.

that the said Act be sent to Mr. Attorney General for his opinion in point of law [*fo.* 117], and that Mr. Lodwick have notice thereof.

Barbados.
Letter from Mr. Cox about his brother's suspension.

A letter from Mr. Cox, relating to the suspension of his brother from the Council of Barbados, was read, and directions given for preparing a representation [*fo.* 115] to her Majesty thereupon.

Representation thereon to be prepared.

August 25. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

Plantations General.
Letter to Mr. Secretary Hedges about a day of thanksgiving.

A letter to Mr. Seeretary Hedges desiring to know her Majesty's pleasure about a day of thanksgiving to be appointed in the plantations for the late success of her Majesty's armes on the Danube, was signed. As also circular letters upon that subject to all the Governours and proprietors in America.

Circular letters on that subject.

Jamaica.
Barbados.
Leeward Islands.
Letters to the Governours.

Letters to Colonel Handasyd, Governour of Jamaica [*fo.* 113], Sir Bevil Granville, Governour of Barbados, and Sir William Matthew, Governor of the Leeward Islands, was signed.

Virginia.
Representation on Bills.

A representation [*fo.* 99, 120] upon the body of Virginia Bills transmitted from Colonel Nicholson, was signed.

Barbados.
Representation for restoring Mr. Cox to his place in the Council.

A representation as ordered in yesterday's minutes for restoring Mr. Cox [*fo.* 114, 128] of Barbados to his place in the Councill of that Island, was signed.

Nevis.
Representation for confirming Colonel Johnson, Lieutenant Governour.

Colonel Whetham attending and desiring their lordships to report upon his memorials presented to the Board the 13th and 21st of the last month [*fo.* 92, 86] relating to Colonel John Johnson's being Lieutenant Governour of Nevis, a representation was drawn and signed accordingly [*fo.* 116].

Bermuda.
Order of Council for amendments to the additional instructions relating to the Habeas Corpus Act.

An Order of Councill of the 17th instant upon a representation [*fo.* 96, 116] of the same date with an additional instruction to Colonel Bennet, in lieu of an Act for the liberty of the subject, which has been repealed, directing this Board to make some amendments in the said instructions, was read, and the said amendments made accordingly.

Plantations General.
Jamaica.
Letter from Secretary Hedges about English prisoners.

A letter from Mr. Secretary Hedges desiring to know what English prisoners the French have in the West Indies, was read, and an answer returned thereunto.

New York.
Proceedings relating to the Eagle *gally seized at New York. Sent to Mr. Attorney General.*

The proceedings of a court of Admiralty [*fo.* 102, 116, 141] held at New Yorke the 8th April, 1704, relating to the *Eagle* gally, Captain John Davidson, commander, as also a journal of particular account of all transactions which have happened relating to the seizure of the said ship not taken notice of in the proceedings abovementioned, being received from Colonel Byerly, were laid before the Board, and thereupon ordered that the said papers, as also the Lord Cornbury's letter [*fo.* 102] of the 26th of June last be sent to Mr. Attorney General for his opinion thereupon, and that notice thereof be given to Sir Jeoffry Jeoffries on the one side, and to Mr. Barker in behalf of Mr. Byerly on the other.

September 12, Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

1704.

A copy of an Order of Councill of the 6th instant upon a representation of this Board of the 25th of the last month [*fo.* 115] proposing Colonel John Johnson to be Lieutenant Governour of Nevis, approving the same, was read.

Nevis. *Copy of an Order of Council approving Mr. Johnson to be Lieutenant Governour.*

A memorandum upon a representation [*fo.* 115, 96] of the 17th of the last month, with an instruction to Colonel Bennet in lieu of an *Habeas Corpus Act* signifying that her Majesty has not thought fit to give any order therein, was read.

Bermuda. *Memorandum about the instruction in lieu of the Habeas Corpus Act.*

A letter from Mr. Secretary Harley of the 5th instant, refering to this Board a memorial from the Envoy of Denmark relating to some Danish vessells condemned at Jamaica and Barbados, was read, and an answer thereunto agreed upon and signed.

Jamaica. *Letter from Mr. Harley with a memorial from the Danish Envoy for reclaiming some Danish vessells.*

Mr. Attorney General's report [*fo.* 113, 140] upon an Act past at New Yorke *declareing the illegality of the proceedings against Colonel Nicholas Bayard and Alderman John Hutchins for pretended high treason, and for reversing and making null and voyd the said judgment and all proceedings thereupon*, which was sent him the 24th of the last month, was read, and thereupon ordered that a copy of the said report be sent to the Lord Cornbury that he endeavour to get a clause for indemnifying such persons as have acted in those proceedings, added to that Act, according to Mr. Attorney General's foresaid report.

New Yorke. *Attorney General's report upon Act relating to Bayard and Hutchins.*

Two letters from Mr. Jeronomy Clifford [*fo.* 73, 118] of the 28th of July and 12th instant were read.

Surinam. *Two letters from Mr. Clifford.*

An Order of Councill [*fo.* 117] of the 6th instant refering to this Board the petition of Mr. Jeronomy Clifford, setting forth the delays he met with from the persons to whom the examination of his accounts is refer'd, and directing their lordships to recommend to the said persons the hastening their report, was read; whereupon directions were given [*v. infra*] for preparing a letter to Mr. Shepherd, Mr. Gardner and Mr. Oosterland accordingly.

Surinam. *Order of Council upon Clifford's petition desiring a dispatch in his accounts.*

Letter thereupon to the persons to whom the said accounts are refer'd.

September 13. Present:—Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

A letter from Mr. Dummer giving an account of the proceedings of the *Prince* packet boat to and from the West Indies, was read.

Plantations General. *Letter from Mr. Dummer about the* Prince *Packet-boat.*

A letter to Mr. Samuel Shepherd [*fo.* 129], Mr. John Gardner and Mr. Jacob Oosterland, as ordered in yesterday's minutes [*v. supra*] relating to Mr. Clifford, was signed.

Surinam. *Letter to the merchants who have Clifford's accounts, for dispatch.*

Then their lordships took into consideration the minutes of Councill and journals of the Assembly of Barbados [*fo.* 120] and read the journal of the Assembly from the 27th of October, 1702, to the 8th of June, 1703.

Barbados. *Publick proceedings under consideration.*

September 14. Present:—Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

A letter from Mr. Secretary Harley [*fo.* 130] of the 12th instant relating to the hardships the forces at Jamaica labour under, was read; whereupon ordered that what has been already done upon that subject be looked out and laid before the Board to-morrow [H. *fo.* 426 &c.].

Jamaica. *Letter from Mr. Secretary Harley about the soldiers' hardships.*

1704.

Barbados. *Merchants' memorial about convoys.*

A memorial from several merchants and planters of Barbados [*fo.* 121] desiring a convoy for that island in October next, was read; and thereupon ordered that a letter be writ to Mr. Bridges [*fo.* 121] to desire to know what number of ships will be ready at that time to saile to Barbados.

Barbados. *African Company's memorial about convoys.*

A memorial from the Royal African Company [*fo.* 121], desiring that two convoys a year may be appointed for Barbados, and the Leeward Islands, was read.

Trade. *Canary merchants' memorial about hardships received in those islands.*

Letter to Mr. Pouldon &c. thereupon.

A reference from Mr. Secretary Harley upon the petition of several merchants trading to the Canary Islands, relating to hardships they had received there from Mr. Pouldon and others, being presented to the Board by Mr. Samuel Swan and other complainants, was read; and thereupon ordered that a letter be writ to the said Pouldon and those concerned with him, that they attend the Board on Thursday next [*fo.* 124], and these gentlemen were desired to attend at the same time.

Virginia. *Copy of an Order of Council for Dudley Diggs to be Counsellour.*

Copy of an Order of Councill of the 23rd of February last, upon a representation of the 16th of the same month [H. *fo.* 408] for constituting Colonel Dudley Diggs a counsellour in Virginia, approving the same, was read.

Order of Council on the representation about Virginia Bills.

An Order of Councill of the 6th instant upon a representation of the 25th of the last month [*fo.* 114] relating to a body of Virginia Bills, approving the same, was read.

Barbados. *Journals of Assembly under consideration.*

Then their lordships proceeded in considering the journals of the Assembly of Barbados [*fo.* 119, 121] and read those from the 8th of June to the 3rd of August, and from the 31st of August to the 2nd of November, 1703.

September 19. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Prior.

Barbados. *Letter from Mr. Holder about convoy.*

A letter from Mr. Holder of the 15th instant, in answer to one writ to Mr. Bridges the 14th ditto [*fo.* 119], desiring to know what number of ships would be ready to saile for Barbados in October next was read.

The memorials about convoys read a second time.

Letter to Mr. Bridges thereupon.

The memorial from several merchants and planters of Barbados [*fo.* 119, 120] as also the memorial of the Royal African Company, relating to convoys appointed for that island, mentioned in the last minutes were again read; whereupon ordered that a letter be writ to Mr. Bridges and Mr. Holder [*fo.* 122] to desire them together with the rest of the gentlemen concerned, to attend the Board to-morrow morning upon that matter.

Journals of Assembly under consideration.

Then their lordships proceeded further in the consideration of the journals of the Assembly of Barbados [*fo.* 120. 124], and read those from the 2nd November, 1703, to the 16th of March, 170$\frac{3}{4}$, and from the 8th of February, 1703, to the 16th of May, 1704.

Barbados. *Letter from Sir Beville Granville with minutes of Councill.*

Letter from Sir Bevill Granville, Governor of Barbados, to the Board dated the 2nd of July last, together with the minutes of Councill from the 26th of May, 1704, to the 27th of June, 1704, therein refer'd to, were laid before their lordships and read.

September 20. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Prior.

1704.

Mr. Holder [*fo.* 121, 123] with several Barbados merchants as also the Governour of the Royal African Company attending upon the subjects of their late memorials relating to convoys for Barbados, and being asked several questions upon that subject, their answer in substance was as follows :—That 26 out of 37 of their ships having been taken this year by the French, it was absolutely necessary to send another fleet with goods, utensills &c. for the supply of that island. That they should have by the end of October 12 ships certain which would be ready to saile for that island. But if they could be assured of convoy there would be more than 20, besides several others that would take that opportunity of sailing to the Leeward Islands. That whatever the number of ships may be that shall now go out, double that number, by the addition of other ships from other plantations will return with the convoy that was now desired, which they prayed might be one 4th and one 6th rate. That the fleet now intended for Barbados be allowed to stay but 70 days after their arrival there, and that then two of the guard ships now there, do come away as convoys to the homeward bound fleet, and the two now desired remain in their stead. They added that it was absolutely necessary for the good of that island that two convoys be annually sent thither. They further said that they expected a fleet of 40 ships from thence in November next, and that they designed to make their application at the Admiralty for cruizers to meet them about the mouth of the Channell.

Barbados.
Merchants and the Governour of the Royal African Company about convoys.

After these gentlemen were withdrawn [*fo.* 122, 128] their lordships drew up and signed a representation thereupon.

Barbados.
Representation about convoys.

September 21. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Prior.

Their lordships proceeded in the consideration of the minutes of Councill of Barbados [*fo.* 121] and read those from the 5th October to the 21st of December, 1703, from the 18th of January, 170$\frac{3}{4}$, to the 8th of April following, and from the 28th of April to the 16th of May, 1704.

Barbados.
Minutes of Council under consideration.

Mr. Raworth attending [*fo.* 120, 125] and desiring copies of the papers annexed to the petition of the Canary merchants mentioned in the minutes of the 14th instant, and further time to answer the same, their lordships ordered that copies be given him accordingly, and appointed Tuesday next for receiving his answer. And the gentlemen on the other side attending afterwards were acquainted with the same thing.

Trade.
Canary merchants.

Ordered that a letter be writ to Mr. Burchet [*fo.* 127] to desire to know the number and rates of ships of war now on the service of Barbados, the Leeward Islands and Jamaica.

Barbados. Leeward Islands. Jamaica.
Letter to Mr. Burchet about ships attending those islands.

A letter from Colonel Handasyd of the 28th of July last, was read, and the papers therein refer'd to laid before the Board and are as follows :—

Jamaica.
Letter from the Governour.

List of the fleet under convoy of three of her Majesty's men of war, which sailed from Jamaica the 11th July last.

Publick papers.

1704.

Minutes of Councill of the 4th and 27th July, 1704.

Minutes of Councill in Assembly from the 11th April, 1704, to the 13th of June following. Duplicate.

Acts past at a General Assembly in April, May and June, 1704. Duplicate.

Leeward Islands. *Letter from Colonel Codrington.*

A letter from Colonel Codrington to the Board, dated at Antegoa the 8th of July last, was read.

September 26. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Prior.

Trade. *Answer to Canary merchants' petition.*

Mr. Raworth and Mr. Taylor [*fo.* 124, 129] presented to their lordships their answer to the Canary merchants' petition, which was read, and the Canary merchants at the same time attending and desiring a copy thereof, in order to make their reply, their lordships ordered that a copy be given them accordingly, and that both sides attend again on Tuesday next.

Copy given for their reply.

Barbados. *Complaints against the Governour.*

Mr. Heysham [*fo.* 129, 131] with several merchants and planters of Barbados presented to their lordships the following papers, viz. :— A letter from Mr. Secretary Hedges of the 20th instant refering to the Board a petition [*fo.* 131] from some of the Assembly at Barbados to her Majesty, containing complaints against Sir Bevill Granville. An Order of Councill [*fo.* 134] of the 21st instant upon the petition of four of the members of the Council of Barbados, praying to be restored to their places in the said Councill, from which they had been suspended by Sir Bevill Granville. The answers of the four abovesaid gentlemen to Sir Bevill Granville's reasons for suspending them, and a memorial [*fo.* 134, 269] to the Board from the said four suspended members, in vindication of their proceedings. Whereupon their lordships acquainted these gentlemen that Sir Bevil Granville having promised a full account of all these matters by the next packet boat, they could not come to any determination till then ; and if they would call here on Thursday sev'night they should be informed whether any such account was then come or no.

Copies thereof to be given to Sir John Stanley.

Sir John Stanley attending afterwards and desiring copies of such papers as had been or should be presented to the Board against Sir Bevill Granville, ordered that he have copies accordingly.

Miscellanies. *Letter to the Lord Treasurer about passing the account of money formerly received for this Office.*

The secretary laid before the Board a particular of the charge disbursed in passing the account of the money formerly received by way of imprest for the service of this Board, through the several offices according to the methods of the Exchequer, and desiring their lordships' favourable recommendation thereof to the Lord Treasurer in order to his final discharge. A letter to that effect was accordingly signed.

October 3. Present :—Sir Philip Meadows, Mr. Prior.

Barbados. Jamaica. Leeward Islands. *Letter from Mr. Clark about ships attending those islands.*

A letter from Mr. Clark, secretary to his Royal Highness the Lord High Admiral (in answer to one writ to Mr. Burchet [*fo.* 124] the 21st of the last month) with a list of the ships of war attending on Barbados, Jamaica and the Leeward Islands, was read.

Leeward Islands. *Letter from the Governour.*

A letter from Sir William Mathew, dated at the Maderas the 14th June last, was read.

1704.

Copy of an Order of Councill of the 6th of September, upon a representation of the 25th of August last for restoring Mr. Cox [*fo.* 115] to his place in the Councill of Barbados, was read.

Barbados.
Copy of an Order of Councill for restoring Mr. Cox to his place in the Council.

Copy of an Order of Councill of the 21st September last, upon a representation [*fo.* 123] of the 20th of the same month relating to convoys for Barbados and the Leeward Islands, refering the same to the Lord High Admiral's Councill, was read.

Copy of an Order of Council about convoys &c.

An Order of Council of the 6th of September refering to this Board the petition of Mr. Chilton [*fo.* 200], Attorney General of Barbados, praying for leave to be absent one year from that island, for the recovery of his health, was read.

Order of Council on Mr. Chilton's petition to be absent a year.

Mr. Nathanael Carey [*fo.* 131] acquainted their lordships that being sent from New England by Colonel Dudley with letters and other papers for this Board [*fo.* 244], he was obliged to throw the same into the sea, being chased and at last taken by a French privateer; but having collected some of the particulars in the foresaid papers relating to ammunition and stores of war, he presented to their lordships a memorial relating thereunto, which was read.

New England.
Mr. Cary lately come from thence at the Board.

His memorial about small arms wanting &c.

Unto which he added that they were in great want of small armes, and prayed that her Majesty might be moved to give them 2 or 300 for the use of the militia there.

Mr. Swan and other Canary merchants [*fo.* 125] presented to their lordships their reply to Mr. Raworth and Mr. Taylor's answer to their complaints, which was read, and a copy thereof ordered to be sent to Mr. Raworth for his rejoynder, in case he have anything to say thereunto [*fo.* 141].

Trade.
Mr. Swan, &c., reply to Raworth and Taylor's answer about complaints.

Copy thereof sent to Mr. Raworth.

A letter from Mr. Clifford [*fo.* 118, 227] of the 22nd of the last month, praying that he may have a copy of the report to be made by Mr. Shepherd, Mr. Gardner and Mr. Oosterland upon his accounts before their lordships represent that matter to her Majesty, was read; whereupon the Secretary was ordered to acquaint Mr. Clifford that their lordships would grant his desire.

Miscellanies.
Letter from Mr. Clifford desiring to see the merchants' report on his accounts.

Answer.

October 5. Present as before.

Mr. Heysham with several Barbados gentlemen [*fo.* 126, 131] attending, presented to their lordships the copy of a Bill for raising two companies of granadiers in Barbados, which they said was the occasion of the differences there; and desiring their lordships' report upon the papers of complaints they presented to the Board the 26th of last month [*fo.* 126]. They were acquainted that so soon as there was a Board those papers should be taken into consideration, but that Sir Bevill Granville having promised in his last letter to send a particular account of those matters, their lordships could not take any final determination therein till they heard from him, which they expected by the first packet.

Barbados.
Mr. Heysham and others at the Board with copy of a Bill for raising two companies of granadiers.

October 10. Present:—Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

1704.

Jamaica. *Draught of letter to Mr. Secretary Harley about soldiers.*

Ordered that the draught of a letter to Mr. Secretary Harley be prepared, in answer to one from him of the 12th of the last month, [*fo.* 119, 133] relating to the soldiers at Jamaica.

Barbados. *Petition against the Governour again read.*

The petition of seven of the Assembly of Barbados [*fo.* 126, 129, 133] refer'd to this Board by Mr. Secretary Hedges's letter of the 20th of the last month, was again read, and several notes made thereupon, and those that appear for the petitioners are to be desired to prove the allegations in the said petition.

October 12. Present :—Lord Bishop of London, Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

New England. *Phips and Cary about smal arms.*

Mr. Phips with Mr. Cary [*fo.* 128] lately arrived from New England attending, the memorial presented to the Board by the said Cary the 3rd instant was again read. Unto which the said Cary added that the government of the Massachusets Bay had sent over goods to the value of 300*l.* for the buying of small armes in the ship in which he came, but that the said goods being taken and carryed into France, he had not money to purchase the said armes with ; and in consideration thereof and of the loss of the ship in which he came, which will stand the government of New England in 1,000*l.*, he prayed their lordships to interceed with her Majesty to bestow 500 small armes upon them.

New England. *Letter to Mr. Burchet to know what ships have been appointed.*

Ordered that a letter be writ to Mr. Burchet to desire to know whether any ships of war have been appointed for New England, upon the extract of a representation of this Board, which was refer'd to his Royal Highness by her Majesty's Order in Councill of 3rd of August last [*fo.* 97].

Jamaica. *Letter from the Governour.*

Letter from Colonel Handasyd to the Board dated 8th July last, was read.

New Hampshire. *Order of Councill confirming the Act to do military service.*

The copy of an Order of Councill of the 18th May last, upon a representation of the same date [*fo.* 43] upon an Act for obliging the inhabitants of New Hampshire to do military service, and for raising money for a stock of provisions to be in each town ready for a march against the enemy, confirming the same, was read.

October 13. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

Pennsylvania. *Attorney General's report upon Acts.*

Mr. Borret presented to their lordships Mr. Attorney General's report [H. 136 ; *fo.* 140] upon a collection of the Pennsylvania Acts past there in 1700 and 1701 ; and he acquainted their lordships that Mr, Attorney and Mr. Sollicitor General would in a short time dispatch the report upon the extract of a representation of this Board of the 10th of July last upon Colonel Dudley's letters relating to irregularities in Rhode Island and Connecticut which had been refer'd to them by an Order of Councill of the 3rd of August last.

Jamaica. *Letter to Mr. Secretary Harley about soldiers.*

A letter to Mr. Secretary Harley [*fo.* 130] in answer to his of the 12th of the last month relating to the soldiers of Jamaica, was signed.

Barbados. *Complaints.*

Then their lordships took into consideration the copy of a Bill [*fo.* 129, 131, 134] entituled *An Act for the security of the bays, towns and sea coasts of this island from the insults of her Majesty's enemies,*

1704.

and to prevent our enimies gaining of intelligence by the running away of boats, which was presented to the Board the 5th instant by the Barbados gentlemen, who complain against Sir Bevill Granville and made some notes thereupon.

October 17. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

Barbados.
Order of Council on petition of the four suspended counsellors.
And memorial of the members of Assembly again read.

The Order of Council of the 21st of September last [*fo.* 126, 133, 135] upon the petition of the four gentlemen suspended from the Council of Barbados, as also the memorial from the said suspended members presented to the Board the 26th of the last month, were read ; and thereupon ordered that the gentlemen who appear for the suspended counsellors be acquainted that their lordships will represent to her Majesty that according to their request they may have copies of such proofs as Sir Bevill Granville shall transmit against them, and time and liberty to make their defence. And that they may freely take depositions in Barbados in vindication of themselves, as well as the Governour for himself giving each other copies thereof before their transmitting the same to England, that they may be the better inabled respectively to make their defence.

Copies of papers to be given interchangably by each party.

The complainants to be summoned.

Ordered that the gentlemen who appear in behalf of the aforesaid suspended counsellors [*fo.* 134, 136] as also for the gentlemen of the Assembly who complain against Sir Beville Granville, have notice to attend the Board on Thursday morning next, and that they bring with them what they may have further to offer in relation to their complaints.

Letter to the agents about the quorum of the Assembly.

And further ordered that a letter be writ to the agents of Barbados [*fo.* 136] and to Mr. Chester, agent for Sir Beville Granville to inquire of them whether there be any Act for settling the number to make a quorum in the Assembly of Barbados, and if no such Act, then how and when the said quorum came to be fifteen.

Leeward Islands.
Mrs. Forness with a new seal.

Mr. Manning with Mrs. Forness [*fo.* 143], daughter to Mr. Harris, deceased, late seal cutter to her Majesty, attending, presented to their lordships a great seal for the Leeward Islands, and acquainted their lordships that she had other seals for the plantations which were begun, and particularly one half finished by the said Harris before his death ; and therefore she prayed that their lordships would intercede for her to my Lord Treasurer for the payment of this seal she now presented, and for liberty to finish those the said Harris had begun. Whereupon ordered that the Secretary acquaint the Board at the next meeting what seals are wanting for the plantations.

October 18.—Present :—Lord Dartmouth, Sir Philip Meadows Mr. Blathwayt.

Barbados.
Complaints.

Their lordships proceeded further in the consideration of the several papers of complaints against Sir Beville Granville [*fo.* 135, 137], and made some further observations thereupon.

October 19. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

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Barbados.

Mr. Bridges &c. about quorum of Assembly.

Mr. Bridges, Mr. Holder and Mr. Chester [*fo.* 135] attending as they had been desired according to the minutes of the 17th instant, said that they know not of any Act for settling the number to make a quorum in the Assembly of Barbados, nor did they know how it came to be 15. But that they would make inquiry, and if they learnt anything in that matter they would give their lordships an account thereof. However they thought that the number of 15 was too great for a quorum when the Assembly consisted but of 22 persons, and might be attended with the like ill consequences, as of late, if it were not altered, and that the number of 12 might be sufficient. Upon their being withdrawn, their lordships taking that matter into further consideration, gave directions for preparing a representation to her Majesty [*fo.* 142] that she would by her royal prerogative, be pleased to reduce the quorum of the Assembly from 15 to 12, that number being the major part of the Assembly, and further offering their opinion that her Majesty be pleased to give her directions that no counsellor do by virtue of his place claim any privilege to prevent his paying his just debts or otherwise.

They think 12 *to be a sufficient quorum.*

Representation to be prepared thereupon.

Mr. Heysham &c. about proofs against Sir Beville Granville.

Mr. William Heysham [*fo.* 136, 145] and several gentlemen of Barbados, who appear against Sir Beville Granville, attending, and those who sollicit in behalf of seven of the Assembly being first asked whether they had anything further to offer relating to their complaints, they answered that they had nothing at present but what they would produce as proofs; that they could prove some of their allegations here, and as for the others they desired to have a commission of inquiry for making out in Barbados. Whereupon they were told that lately in a case of the like nature (being complaints against the governour of Virginia) such proofs as could be made here were presented to the Board before any report was made to her Majesty, and that her Majesty was pleased to direct the complaints and proofs to be sent over to the Governour for his answer, with liberty to the complainants to make out their other proofs in Virginia in the ordinary way, but without any particular commission of inquiry; and that their lordships thought themselves obliged to proceed in the same method in the present case, and therefore desired those gentlemen to produce such proofs as they were able to make here, and particularly to several heads extracted out of their complaints, a copy whereof was now delivered to them, which were afterwards to be transmitted the Governour for his answer.

They desire a commission of inquiry.

The method lately used in the like case relating to the Governor of Virginia proposed to them.

And heads of complaints given them for their proofs to be sent to Sir Beville.

Heads of memorial given to the persons who appear in behalf of the four suspended counsellours for their proofs.

As for the gentlemen who appear in behalf of the four suspended counsellors, that part of the minutes of the 17th [*fo.* 135] which relates to them, was read, and a paper given to them containing several heads in their memorial unto which their lordships desire also particular proofs.

Mr. Meine and others desire that copies of all papers may be sent to Sir Beville.

Mr. Patrick Mein, Mr. Chester and Mr. Foulerton attending at the same time, acquainted their lordships that they had no instructions from Sir Beville Granville in these matters, but hoped that copies of all papers might be sent to him for his answer before there be any proceeding against him.

Order of Councill on petition of Mr. Foulerton complaining of delays of justice.

An Order of Councill of the 6th July last upon the petition of Mr. Thomas Foulerton complaining of the delays of justice which

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he meets with in Barbados, by reason that Mr. Maycock his adversary is chief judge of one of the courts of common pleas, a colonel of the militia and justice of the peace in that island, directing this Board to write to the Governour thereupon, being read, ordered that a letter be writ to Sir Beville Granville accordingly [*fo.* 142].

Letter to be writ to the Governor thereupon.

The secretary's account of petty expences, Mr. Churchill's account of stationary ware, and Mr. Short's account of postage of letters, being for one quarter of a year from midsummer to Michaelmas last, were laid before the Board, and a letter to the Lord Treasurer signed, praying his lordship's orders thereupon.

Miscellanies. *Letter to Lord Treasurer with accounts of incidentals for a quarter ending at Michaelmas.*

Ordered that Mr. Lodwick be desired to attend the Board on Tuesday next upon Mr. Attorney General's report [*fo.* 117, 143] on an Act past at New Yorke declaring the illegality of the proceedings against Colonel Bayard and Alderman Hutchins for pretended high treason and for reversing and making null and void the said judgment and all proceedings thereupon.

New York. *Letter to Mr. Lodwick about Act relating to Bayard and Hutchins.*

The secretary acquainting their lordships that Mr. Attorney and Mr. Sollicitor General have returned several laws of Maryland, Barbados, New Hampshire, Bermuda, Leeward Islands, Massachusets Bay, Virginia and Pennsylvania ; whereupon ordered that a copy of Mr. Attorney General's report [*fo.* 132] upon the Pennsylvania laws be communicated to Mr. Penn.

Maryland. Barbados. New Hampshire. Bermuda. Leeward Islands. Massachusets. Virginia. Pennsylvania. *Attorney and Sollicitor General's reports on laws.*

Two letters from Mr. Evans, Deputy Governour of Pennsylvania, dated 12th March and 30th of May last, relating to the state of that province, as also the proclamation refer'd to in the later of them requiring the inhabitants to furnish themselves with armes, was read.

Pennsylvania. *Letter from Deputy Governour.*

Mr. Raworth, Mr. Maxey and Mr. Taylor presented to the Board their rejoynder to the Canary merchants reply [*fo.* 129, 142] sent them the 3rd instant, which was read, and a copy thereof ordered to be sent to Mr. Swan and the other Canary merchants.

Trade. *Raworth &c., their rejoynder to Canary merchants' reply.* *Copy sent to Swan, &c.*

A letter from Sir Nathanael Johnson, Deputy Governour of Carolina, dated July the 13th, 1703, inclosing copies of several depositions relating to a Bermuda vessell trading with negroes from the coast of Guinea, was read ; whereupon ordered that a copy of the said letter be sent to Mr. Lowndes for the opinion of the Commissioners of the Customes thereupon, and to the Royal African Company [*fo.* 147] for their information, and that they return an answer to this Board of what they know or propose therein.

Carolina. *Letter from Deputy Governour.* *Letter to Mr. Lowndes and Royal African Company thereupon.*

A letter from Mr. Broughton, Attorney General of New Yorke, dated the 27th of June last, relating to his being Advocate General in the courts of Admiralty in the Massachusets Bay and Rhode Island, and to the seizure of the *Eagle* gally [*fo.* 115, 142] at New Yorke, was presented to the Board by Mr. Jennings.

New Yorke. *Letter from Mr. Broughton Attorny General.*

October 20. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt.

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Trade. *Mr. Raworth's rejoynder given to Mr. Swan.*

Mr. Swan and other Canary merchants attending, Mr. Raworth's rejoynder mentioned in yesterday's minutes [*fo.* 141, 144] was delivered to them for their observations thereupon.

Barbados. *Draught of a letter to the Governour on Foulerton's petition.*

The draught of a letter to Sir Bevill Granville [*fo.* 139, 144] upon the petition of Mr. Foulerton, as directed in yesterday's minutes, was agreed and ordered to be transcribed.

New Yorke. Eagle *gally.*

The Lord Cornbury's letter of the 26th June last [*fo.* 102, 141] relating to the seizure of the *Eagle* gally at New Yorke, as also Mr. Broughton's letter mentioned in yesterday's minutes, were read.

October 24. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

Barbados. *Draught of a representation about quorum of Assembly under consideration.*

The draught of a representation [*fo.* 137, 146] relating to the quorum of the Assembly of Barbados and the counsellors in the plantations assuming priviledge whereby they shelter themselves from prosecutions on account of their debts, was read, and some progress made therein.

Plantations General. *Mrs. Forness, daughter to Mr. Harris, about seals, &c.*

A memorial from Mrs. Forness, daughter to Mr. Harris, deceased, [*fo.* 135], late seal ingraver to her Majesty, setting forth that whereas her father had received orders from this Board for making new seals for the several plantations, they were immediatly put in hand, and one for the Leeward Islands finished, one for New York half done, and the rest in some forwardness, which would be a great loss to her son (who is legatee to the said Harris) if he had not orders for finishing the same. And thereupon praying that he may have their lordships' directions therein, was read; and directions given for preparing a letter to the Lord Treasurer thereupon [*fo.* 146].

New Yorke. *Lodwick about Act reversing the attainder of Bayard and Hutchins.*

Mr. Lodwick attending [*fo.* 140, 208] as directed, and Mr. Attorney General's report upon an Act past at New Yorke for reversing the attainders of Colonel Bayard and Alderman Hutchins, being read, Mr. Lodwick said that in case their lordships would be pleased to offer the said Act to her Majesty for her royal confirmation, he with another would be bound in five thousand pounds, that the said Bayard and Hutchins should give the Lord Cornbury sufficient security that they would not prosecute any persons at New Yorke upon account of the proceedings had against them, and promised to attend the Board hereupon on Thursday or Friday next.

Trade. *Mr. Swan &c., answer to Raworth's rejoynder.*

Mr. Swan with other Canary merchants presented to their lordships their answer to Mr. Raworth's rejoynder [*fo.* 142], which was read, and they promised to bring a deposition from the master of the neuteral ship to prove Mr. Raworth's sending effects to the Canaries since the war. Whereupon ordered that an abstract of all the papers [*fo.* 147] presented to their lordships by both sides be laid before the Board at the next meeting.

Barbados. *Letter to the Governour about Mr. Foulerton.*

A letter to Sir Beville Granville [*fo.* 142], upon the petition of Mr. Foulerton mention'd in the minutes of the 20th instant, was signed.

October 26. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

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Mr. Bernard and Mr. Lillington attending [*fo.* 137, 165] in behalf of the four suspended members of the Council of Barbados, and being asked for their proofs to the several heads extracted out of their complaints which was delivered to them the 19th instant, they said that they were not willing to accuse or calumniate the Governor, but only desired to clear themselves of what the Governour had charged them with, which they hoped they have done by their memorial presented to their lordships the 26th of the last month; but being told that since they had charg'd the Governour with several matters of a high nature, their lordships could not report to her Majesty till they withdrew their memorial or proved the same. Whereupon they promised to bring such proofs as they could make here, and for the rest, they desired that some considerable persons in Barbados might be ordered to take their affidavits. To which the Board replyed they are ready to report to her Majesty that the Governour be ordered to give free liberty to all persons concerned, to make affidavit before any judge or justice of the peace of what they know in these matters.

Barbados. *Mr. Bernard and Mr. Lillington about the four suspended members.*

They promise to get what proofs they can and desire to take affidavits in Barbados.

A representation [*fo.* 142 *et infra*] relating to the quorum of the Assembly in Barbados, and to counsellors assuming a priviledge whereby they shelter themselves from prosecution for debts in the plantations, was signed.

Barbados. *Representation about quorum of Assembly, and Counsellors assuming a priviledg &c. against paying their debts.*

A letter to the Lord Treasurer upon the memorial of Mrs. Forness, relating to the making the seals for the plantations [*fo.* 202, 210]. as directed the 24th instant, was signed [*fo.* 143].

Plantations General. *Letter to Lord Treasurer about seals being finish'd by the heirs of Mr. Harris.*

October 27. Present:—Sir Philip Meadows, Mr. Blathwayt Mr. Pollexfen, Mr. Prior.

An Order of Council of the 26th instant [*v. supra*] upon a representation of the same date, relating to the quorum of the Assembly of Barbados and to the priviledge of counsellors directing their lordships to consult Mr. Attorney and Mr. Sollicitor General what method they can propose for punishing such members as have wilfully absented from the Assembly of Barbados, being read, ordered that a letter be writ to Mr. Attorney and Mr. Sollicitor General [*fo.* 153, 262] inclosing a copy of the said representation and order, as also an extract of her Majesty's commission to Sir Beville Granville, whereby Assemblies are constituted in that island, and desiring their speedy report thereupon.

Barbados. *Order of Council on representation about quorum of Assembly and priviledge of counsellors.*

Attorney and Sollicitor General to be consulted.

Letter to them with copy of the order and representation and extract of Sir Beville Granvil's commission relating to Assemblies for their opinion.

An abstract of all the papers presented to their lordships by the Canary merchants and by Mr. Raworth [*fo.* 144], being laid before the Board and read, ordered that letters be writ to Mr. Raworth and to Mr. Swan [*fo.* 148] to desire them to call here to-morrow morning, in order to the agreeing upon a day for the hearing of both sides.

Trade. *Abstract of Canary merchants' papers.*

Letters to them about fixing a day for a hearing.

Mr. Perry, secretary to the Royal African Company [*fo.* 141], presented to their lordships the said company's answer to the letter writ them the 19th instant, inclosing a copy of a letter from Sir Nathanael Johnson, Deputy Governour of Carolina, dated the

Carolina. *African Company's answer to the letter writ them about a Bermuda sloop trading with negroes.*

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13th of July, 1703, which was read; and Mr. Perry desiring to peruse the depositions mentioned in Sir Nathanael's foresaid letter, he was told that so soon as they were returned from the Custome House, whither they had been sent, they should be communicated to him.

New England. *Representation to be prepared on Mr. Cary's memorial.*

Ordered that a representation [*fo.* 131, *et infra*] be prepared upon the memorial presented to their lordships the 3rd instant by Mr. Cary lately arrived from New England, relating to armes and ammunition.

October 31. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

Massachusets. *Draught of representation about stores of war &c.*

The draught of a representation [*v. supra fo.* 150] relating to stores of war for the Massachusets Bay, as ordered at the last meeting, was laid before the Board and some progress made therein; and ordered that a letter be writ to Mr. Cary [*fo.* 152], lately come from New England, to enquire what sort of guns it is they desire for the fort on Castle Island.

Letter to Mr. Cary to inquire what sort of guns are wanted.

Trade. *Raworth, Mr. Cary and Mr. Maxey at the Board.*

Mr. Raworth, Mr Cary and Mr. Maxey attending, as directed at the last meeting [*fo.* 147], and being asked when they would be ready for a hearing with the Canary merchants who petition against them, they said they wou'd be ready any day next weeke that their lordships should appoint; whereupon ordered that a letter be writ to Mr. Swan [*fo.* 152] to desire him to attend their lordships to-morrow in the afternoon or Thursday morning next, upon the same subject.

Virginia. *Five men of war to saile thither in December next.*

Mr. Jennings attending, acquainted their lordships that the Admiralty had appointed 5 men of war to be ready in December next to convoy the ships that shall then be ready to saile for Virginia, and praying their lordships to take into consideration his petition [*fo.* 104, 155] presented to them the 22nd of August last; Ordered that the said petition be laid before the Board at their next meeting.

Mr. Jennings about his petition.

Order of Council on petition of Richard Baily for a ship to come from Virginia.

Mr. Cobb [*fo.* 151] presented to their lordships an Order of Councill of the 26th instant upon the petition of Richard Baily and other merchants, freighters of the ship *Expectation*, now in Virginia, praying that the said ship may have leave to come to England so soon as she shall be laden, which was laid before the Board; whereupon their lordships resolved to take the petition into their consideration at their next meeting.

November 1. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt.

Trade. *Order of House of Lords for a state of trade since the last report.*

An Order of the House of Lords [*fo.* 157] dated yesterday, requiring this Board to lay before their lordships an account of the state of the trade of this kingdom since the last session of Parliament, was read, and directions given for preparing a report in answer thereunto.

Virginia. *Letter from Mr. Bonet &c. with extract of a letter from Bern, relating to a colony in Virginia.*

A letter from Mr. Bonet, minister of the King of Prussia, to the Secretary of this Board, inclosing the extract of a letter from Bern, relating to a colony to be settled in the plantations, was read, and a letter to Mr. Secretary Hedges, acquainting him that the Board did not think fit to proceed thereon without her Majesty's directions, was signed and dispatched.

Letter to Mr. Secretary Hedges thereupon.

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Their lordships made a further progress in the draught of a representation [*fo.* 148, 152] mentioned in yesterday's minutes relating to stores of war for the Massachusets Bay.

Massachusets. *Stores of war.*

November 2. Present :—Mr. Cecill, Mr. Blathwayt, Sir Philip Meadows, Mr. Prior.

Mr. Clark attending in behalf of the petition of the freighters of the ship *Expectation* [*fo.* 149, 154], now in Virginia, refer'd to this Board by her Majesty's Order in Councill of the 26th which was presented to their lordships the 31st of the last month, the said order was read ; and Mr. Clarke acquainted their lordships that the ship was laden here in December last, but lost five months time in staying for the West India convoy, which sailed not till May following, that if she be obliged to stay there till the next convoy it will not only be the loss of the ship but the whole voyage, and that there is no other ship now in Virginia under the like circumstances. And Mr. Perry and Mr. Paggen, who attended at the same time, having been asked their opinion, they said they did not think it fit that any ship should be allowed to go or come without convoy, but that the case of this ship being particular, they thought it might not be unreasonable to grant her a permission to come away so soon as she shall be laden.

Virginia. *Mr. Clarke about petition of the freighters of a Virginia ship praying she may come from thence as soon as laden.*

The Canary merchants attending according to the order of the 31st of the last month [*fo.* 149, 155], and being asked several questions, they answered as follows : That they were so far from having their proportion of tonnage in the two ships sent over to bring away their effects, that they were forced to freight a Genouese ship for that purpose, whilst so soon as she arrived in England being seized, they have not yet received any of the effects that were in her. They said they should be ready any day the next week their lordships should appoint for a hearing, and promised to bring on Thursday next, if not sooner, their several depositions to prove what effects they left in the Canaries when they came away.

Trade. *Canary merchants.*

Mr. Phips and Captain Cary attending [*fo.* 148] presented to their lordships a memorial, in answer to the letter writ the said Cary the 31st of the last month, relating to the size of cannon for the fort on Castle Island, which being read, their lordships made a further progress in the draught of a representation [*fo.* 150, 153] relating to stores of war for the Massachusets Bay and New Hampshire.

Massachusets. *Memorial from Mr. Cary about stores of war wanting.*

November 3. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

The draught of a representation [*fo.* 152, 154] relating to stores of war for New England, was agreed and ordered to be transcribed.

New England. *Representation about stores of war.*

A letter from Mr. Attorney General [*fo.* 147, 262] of the 2nd instant, desiring an account how the quorum of the Assembly of Barbados comes to be 15, was read, and an answer thereunto immediatly drawn up and sent.

Barbados. *Letter from Mr. Attorney General about quorum of Assembly.* *Answer.*

A letter from Colonel Handasyd of the 17th June last, relating to the payment of the officers and seamen of two fireships fitted

Jamaica. *Letter from the Governour.*

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out at Jamaica, was read; and thereupon ordered that a copy thereof and of the papers therein inclosed be sent to Mr. Burchett to be laid before his royal highness's councill.

Trade. *Letter to Mr. Lowndes for several accounts.*

Ordered that a letter be writ to Mr. Lowndes [*fo.* 163] to desire him to move the Lord Treasurer that this Board may have a sight of the accounts of the receipts and payments of the Customes from Michaelmas, 1702, to Michaelmas last, being 8 quarterly payments; as also an account of the exports and imports for the same time, which will be returned in two or three days' time. And that his lordship wou'd be pleased to give directions that this Board may have from the Commissioners of the Customes, an account of corn exported for the two last years; as also an account of wooll imported from Christmas, 1702, to Michaelmas last.

November 7. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

New England. *Representation about stores of war.*

The representation [*fo.* 153, 227] mentioned in the minutes of the 3rd instant, relating to stores of war for New England, was signed.

Virginia. *Memorial in the name of Mr. Baily about ship* Expectation.

A memorial in the name of Mr. Thomas Baily [*fo.* 151] and other merchants of Bristol, owners and freighters of the ship *Expectation*, now in Virginia, setting forth the reasons of the said ship's not going thither and coming home with the last convoy, was read, and directions given for preparing a representation [*fo.* 156] upon their petition refer'd to the Board by her Majesty's Order in Councill mentioned in the minutes of the 2nd instant.

Representation to be prepared thereupon.

Trade. *Letter to Canary merchants to attend the Board.*

Ordered that a letter be writ to Mr. Swan and Mr. Raworth [*fo.* 152, 158] to acquaint them that the Board have appointed Friday morning next at 9 of the clock to hear what they have to offer further in the matters of difference between them, and to desire that they will attend accordingly.

November 8. Present:—Lord Bishop of London, Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt.

Virginia. *Memorial from Mr. Jennings praying a consideration for his care about Bills.*

Mr. Jennings, Secretary of Virginia [*fo.* 149] presented to their lordships a memorial relating to the allowance he desires for the charges of his voyage from thence hither, and the loss and other inconveniencies occasioned to him by his attendance here in reference to the laws of that country, which was read; and thereupon a letter ordered to be writ to my Lord Treasurer [*fo.* 187] that he may have 200*l.* allowed him out of her Majesty's revenue arising in Virginia, over and above the summe of 100*l.* advanced to him by the Governour for this service.

Virginia. *Draught of a representation upon Mr. Baily's petition about ship* Expectation.

The draught of a representation [*fo.* 155, 157] upon an Order of Councill relating to the petition of Richard Baily and other merchants of Bristol, praying that the ship *Expectation*, now in Virginia, may have liberty to return home, without staying for convoy, was agreed and ordered to be transcribed.

November 9. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

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Ireland.
Letter from Mr. Secretary Hedges about proposal for fortifying Crook Haven.

Merchants' petition relating thereunto.

A letter from Mr. Secretary Hedges of the 3rd instant [*fo.* 190] relating to a proposal for the fortifying of Crook Haven in the West of Ireland, was read, and the petition of several merchants therein refer'd to, and other papers relating to that matter, were at the same time presented to the Board by Mr. Pierce Arnop of Crook Haven [*fo.* 194], a person principally concerned therein.

Virginia.
Representation on Order of Council relating to the ship Expectation *&c.*

A representation [*fo.* 156] upon the Order of Councill relating to the petition of Richard Baily and other merchants of Bristol, that their ship the *Expectation*, now in Virginia, may have liberty to return home without staying for convoy, was signed.

November 10. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Trade.
Report to House of Lords under consideration.

The Board taking into consideration the report to be made to the House of Lords [*fo.* 150, 161], and not having yet received from the Custome House the papers desired by the secretary's letter to Mr. Lowndes of the 3rd instant, another letter was now writ by the Secretary to Mr. Sansom, to desire that those papers may be expedited according to my Lord Treasurer's direction, there being great occasion for them.

Letter to Mr. Sansom desiring his dispatch in sending some papers to this office.

Letter to Mr. Newton for an account of coinage.

A letter was likewise writ by the Secretary to Mr. Newton [*fo.* 163] desiring an account of what money has been coined in the Tower since the last account delivered in by him, ending the 30th April last.

Canary merchants. Hearing between them.

Mr. Raworth and Mr. Taylor attending [*fo.* 155] in defence of themselves against the petition of several other Canary merchants, who were also present in order to make good their allegations, the said petition and the reference thereupon signed by Mr. Secretary Harley, were read, as likewise the copy of her Majesty's grant or permission for two ships and a man of war to fetch off her subjects from the Canaries with the effects belonging to them and others, dated the 1st November, 1703 ; but Mr. Raworth's petition upon which the said grant was made not being amongst the papers produced by either side, he was desired to lay the same before the Board, which he said was not in his power, but promised a copy. The petitioners then produced a declaration before a notary, of John Baptista Cotto, master of a Genouese ship freighted at Lisbon for Teneriffe in December, 1703, with wheat, pease, candles, pork, beef, pilchards, poor jack &c., and setting forth that in part of his freight he received at Teneriffe a bill of exchange drawn from thence upon Mr. Robert Raworth and company. From whence the petitioners infer'd that the wines received lately by Mr. Raworth and partners in the ships called the *Resolution* and *Mary* were not such as had been recovered from the reprisalia that had been made upon them in the Canaries, as intended by her Majesty's grant, but purchased with these other effects sent thither since the war.

Eleven affidavits of the petitioners of their damages sustained by being denied tonnage &c.

The said petitioners also laid before the Board eleven particular affidavits made by them of the damages they have suffered, by having been denyed tonnage in the said ships the *Resolution* and *Mary*, Mr. Raworth and partners having reserved it for themselves, and more particularly Mr. John Mead declared that when those

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ships were in the Canaries he had 40 pipes of wine ready to have put aboard if he could have had tonnage. Mr. Abell Dennis declared that he had 50 pipes. Mr. William Davies declared that he had 90 pipes, of which he laded but 30. Mr. John Lorking declared that he had 60 pipes, of which he laded but 12. They all agreed that the foresaid ships were big enough to have brought off all the English effects in the island. Mr. Raworth affirmed that he had sollicited the obtaining of the foresaid grant upon account of himself and partners, without any contribution from the petitioners towards the charge thereof, or any risque of theirs in the managing of the undertaking, yet alledged that tonnage for 135 pipes had been allotted to the merchants there, and desired that they might each of them set forth what effects they had there, which were recoverable as aforesaid and then ready to be shipt, but tonnage refused. The Board desired him to give a particular list [*fo.* 165] of the quantities of wine that had been shipt in those vessells by other persons and which did not belong to him and partners.

November 13. Present :—Lord Dartmouth, Mr. Cecill, Mr. Blathwayt, Mr. Prior.

Trade. *Report to the House of Lords under consideration.*

Their lordships taking into consideration the draught of a report [*fo.* 157, 173] in answer to the order of the House of Lords mention'd in the minutes of the 1st instant, and finding by the naval officer of Virginia's lists that there has been exported to England this year from that colony 228 barrills of pitch [*fo.* 87], Ordered that a letter be writ to Mr. Perry to desire to know of him to whom the said pitch is consigned, and that he would inform their lordships if he can of the quality of the said pitch and if fit for service.

Virginia. *Letter to Mr. Perry about pitch from Virginia and Tobacco imported.*

And further ordered that Mr. Perry be also desired to give their lordships an account of the tobacco imported to England this year from Virginia and Maryland.

Jamaica. *Letter from the Governour. Extracts thereof sent to Mr. Secretary Hedges about Spanish trade, and the want of frigats for protecting the same. Captain Gandy recommended to command a ship of war.*

A letter from Colonel Handasyd, Governour of Jamaica, dated the 17th of September last, was read ; and thereupon ordered that a letter be writ to Mr. Secretary Hedges [*fo.* 189] inclosing to him the copies of paragraphs C and D. in the said letter relating to copies of the King of Spain's proclamations in Spanish, which Colonel Handasyd desires may be sent him, and to the want of more frigats for securing our trade on the Spanish coast in the West Indies. And further ordered that in the same letter, Mr. Secretary be acquainted with Colonel Handasyd's recommendation of Captain Gandy to command a ship of war at Jamaica.

Extract of said letter sent to Mr. Burchet about the ships of war.

Ordered also that paragraph F of Colonel Handasyd's said letter relating to the ships of war now at Jamaica be sent to Mr. Burchet to be laid before his royal highness's Council.

Barbados. *Letter from the Governour. Representation to be drawn thereupon.*

A letter from Sir Beville Granville, Governour of Barbados, dated the 22nd of August last, was read ; and thereupon ordered that a representation [*fo.* 167] be drawn upon paragraph C of the said letter relating to Mr. Frere's refusing to serve any longer in the Council.

Leeward Islands. *Letter from Sir William Matthew.*

A letter from Sir William Mathew, Governor of the Leeward Islands, dated at Nevis the 31st of August last, was read ; and thereupon ordered that what he writes in paragraph G [*fo.* 175]

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relating to the French privateers being harboured at St. Thomas and supplyed with provisions there, be represented to her Majesty, and that it be submitted to her Majesty whether the King of Denmark be not obliged to refuse protection to the French privateers in America as well as in Europe.

Representation relating to privateers at St. Thomas to be prepared.

And further ordered that paragraphs I and K [*fo.* 187] relating to the want of a frigat and to a cartel with the French be sent to Mr. Secretary Hedges. And upon what he writes relating to the want of guns [*fo.* 206], ordered that Mr. Cary be desired to attend the Board on Thursday morning next.

Letter to Mr. Secretary Hedges upon that part of the said letter relating to a frigat and cartel with the French.

A letter from Mr. Newton, in answer to one writ him the 10th instant [*fo.* 158] signifying that there has been no gold or silver coined in the Tower since the 30th of April last, was read.

Trade. *Letter from Mr. Newton about coinage of money.*

A letter from Mr. Lowndes of the 11th in answer to one writ him the 3rd instant [*fo.* 153, 164], inclosing the following accounts which were read, viz. :—

Letter from Mr. Lowndes with accounts of corn and wooll.

An account of corn exported from England from Christmas, 1702, to Christmas, 1703, and

An account of wooll imported from Ireland, from Christmas, 1702, to Midsummer, 1704.

November 14. Present :—Lord Bishop of London, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Pennsylvania. *Letter from Mr. Moor to Bishop of London about collector's place.*

The Lord Bishop of London acquainting their Lordships that the Collector of the Customes in Pennsylvania being dead, Colonel Quary had put Mr. John Moor, Advocate of the Admiralty, in his place, and desiring their lordships to recommend the said Moor to my Lord Treasurer for that imployment; ordered that a letter be prepared accordingly.

Letter to be prepared to Lord Treasurer thereupon.

Upon consideration of the papers inclosed in Mr. Lowndes's letter [*fo.* 163, 167] mentioned in yesterday's minutes, ordered that an answer be returned to Mr. Lowndes desiring that the Inspector General [*fo.* 176] may give their lordships an account of the exports and imports from Christmas, 1701, to Christmas, 1703, as also an account of the receipts and payments from Michaelmas, 1702, to Michaelmas last.

Trade. *Letter to Mr. Lowndes for accounts of exports and imports &c.*

Mr. Raworth, Mr. Maxy, and Mr. Taylor attending [*fo.* 160, 175], presented to their lordships the following papers, viz. :—

Trade. *Several papers brought by Raworth &c.*

A copy of their petition, upon which her Majesty's licence of November, 1703, to bring off the English and their effects from the Canaries, was grounded.

A copy of a paper signed by the said Raworth, Taylor and Maxy, dated the 21st of October, 1703, by which they ingaged not to carry any goods to the Canaries, nor to bring from thence any effects but what was truly their own at that time.

A certificate from Sebastian Belancourf, publick notary in Teneriffe, that 241 pipes of Malvasia wine were left there. As also,

A particular of the wines laden on board the *Resolution* and *Mary* at the Canaries.

Which were read.

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Barbados.
Mr. Bernard with second memorial in behalf of the four suspended members.

Mr. Bernard attending [*fo.* 145, 166], presented to their lordships the duplicate of the memorial of the four suspended counsellors of Barbados formerly received, with a second memorial, which last was read. And Mr. Bernard acquainting their lordships that they could not prove in England the allegations in their petition to her Majesty and their memorial to this Board, and desiring that orders might be sent to Barbados for taking of affidavits there according to the minutes of the 26th of the last month, their lordships gave directions for preparing a representation [*fo.* 167] upon the petition of the four suspended counsellors accordingly.

November 15. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

Barbados.
Mr. Melisha Holder with several papers about the complaints against the Governor.

Mr. Melisha Holder [*fo.* 165, 169] having received several papers from Barbados, which he thought might be of use for their lordships' information, presented to their lordships a copy of the deposition of Charles Irwin, a minister in Barbados, relating to the differences that have been in the Assembly there, and a copy of the Bill for the security of the bays, towns, &c., with the reasons used in Barbados for and against the said Bill, which were laid before the Board.

Trade.
Order of House of Commons about commerce with France and bills of exchange.

An order of the House of Commons [*fo.* 168] of the 14th instant, directing this Board to lay before that House their opinion as to the best method for restraining commerce with France and negotiating bills of exchange from thence, was read.

Barbados.
Representation upon Mr. Mills's being put into the Council in the room of Mr. Frere.

A representation [*fo.* 162, 170] upon what Sir Beville Granville writes in his letter mentioned in the minutes of the 13th instant relating to Mr. Frere's refusing to give any further attendance in the Councill, and proposing that Mr. John Mills, whom the Governour had put in his place, might be confirmed therein, was agreed and ordered to be transcribed.

Representation on petition of four suspended members.

A representation [*fo.* 166, 170] as directed at the last meeting, upon the petition of the four suspended counsellors of Barbados, was agreed and ordered to be transcribed.

Trade.
Letter from Mr. Lowndes with abstract of receipts and payments of customes.

A letter from Mr. Lowndes of the 15th, in answer to one writ him the 14th instant [*fo.* 164] inclosing the abstracts of the receipts and payments of the Customes from Michaelmas, 1702, to Michaelmas last, was read.

Leeward Islands.
Barbados.
Letter to Mr. Burchet about the fleet's sailing from those places.

Ordered that a letter be writ to Mr. Burchet to desire him to lay before his Royal Highness the Lord High Admiral's Councill what Sir William Matthew writes in paragraph F of his letter of the 31st August last [*fo.* 162] relating to the fleet of merchant-men ready to saile from the Leeward Islands, acquainting him further that a considerable fleet is expected at the same time from Barbados.

November 16. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Trade.
Order of House of Commons under consideration.

Upon consideration of that part of the order of the House of Commons [*fo.* 167], mentioned in yesterday's minutes, which relates to the restraining of commerce with France, ordered that a letter

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be writ to Mr. Lowndes, to desire him to move my Lord Treasurer that the Commissioners of the Customes be directed to return their opinion how the trade with France may be best restrained, and what they may have to propose, to render the several laws now in force in that particular more effectual. And as to that part of the said order which relates to negotiating bills of exchange, their lordships being informed that Mr. Lawrence Galdic, a French merchant, was able to give their lordships an insight into that matter, ordered that he be desired to attend the Board to-morrow morning [*fo.* 170].

Letter to Mr. Lowndes thereupon.

To Mr. Galdie, a French merchant.

Barbados.

Mr. Heysham and others at the Board with two affidavits against the Governor, and desiring that he may be directed to permit affidavits to be made by the complainants &c.

Mr. Heysham with several Barbadoes gentlemen attending [*fo.* 166, 172], presented to their lordships two affidavits, the one by Mr. Guy Ball, and the other by Mr. William Baily and Henry Keep, masters of ships, to prove that article in their complaints relating to the Governour's exactions upon masters of ships &c., which were read. And these gentlemen acquainting their lordships that they could make no further proof here in England, and desiring that the Governour be directed by her Majesty's royal letter to give free liberty to the complainants, and any other person concerned, to make affidavit before any judge or other magistrate of what they know in those matters, and that such judge or magistrate be injoyned to summon such persons as the complainants shall name [*fo.* 179], ordered that a representation be drawn up accordingly, and further ordered that Mr. Ball's foresaid affidavit be sent both to the Governour and Mr. Skene, and that they be both directed to return their particular answers thereunto.

Representation to be drawn thereupon.

Representation about four suspended counsellors.

A representation [*fo.* 167, 174] relating to the four suspended counsellors of Barbados, mentioned in yesterday's minutes, was signed.

Representation for putting Mr. Mills into the Councill in the room of Mr. Frere.

A representation [*fo.* 167, 207] relating to Mr. Frere's refusing to serve any longer in the Councill, and to Mr. Mills being put in his place, was also signed.

November 17. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Trade.

Mr. Galdie at the Board about order of House of Commons relating to bills of exchange and commerce with France.

Mr. Galdie attending [*fo.* 169, 173], as had been desired, and being acquainted with the order of the House of Commons relating to the restraining of trade with France and negotiating of bills of exchange from thence, he said that it would be very difficult to stop effectually all trading with France, but however he thought it might in a great measure be done, and as to bills of exchange, he said that Mr. Huguetan, who is now settled at Geneva, pays the King of France's army in Italy by means of his bills of exchange, which are negotiated in England and Holland. The only method for preventing thereof would be to break the said Huguetan's credit, which was already much shaken in England, and he thought might be effectually done, either by a general prohibition of correspondence, or by some law directing all merchants and others, who shall receive bills of exchange drawn or endorsed by the said Huguetan, to protest the same. And he added that this must be done in Holland as well as England, or else it would not be effectual, and promised to bring a memorial [*fo.* 173] on Monday next upon these matters.

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Letter to Lustring Company.

Ordered that the governour or deputy governour of the Lustring Company [*fo.* 174] be desired to attend the Board on Monday morning next.

Mr. Knox about trade between Ireland and France.

Mr. Knox attending, and acquainting their lordships that he had some things to offer in relation to a trade carryed on between Ireland and France, he was desired to bring the same in writing.

Trade. *Letter to Mr. Attorney General about laws prohibiting trade with France.*

Ordered that a letter be writ to Mr. Attorney General to desire to know what laws there are which prohibit a trade with France during the war.

Connecticut. Rhode Island. *Agents to attend.*

Ordered that Sir Henry Ashhurst, agent for Connecticut, and Mr. Wharton, agent for Rhode Island, be desired to attend the Board on Tuesday morning next.

November 18. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados. *Sir John Stanly etc. in behalf of the Governor.*

Sir John Stanley, Sir Robert Davers and Mr. Granville attending [*fo.* 169, 174, 178] and desiring to know what progress had been made in relation to the complaints against Sir Beville Granville, they were acquainted with the reports their lordships had already made upon that subject ; whereupon they desired that directions may be given that Sir Beville Granville have copies of such affidavits as shall be taken in Barbados against him before they be transmitted into England. And in the meantime they desired to have copies of the depositions of Mr. Ball, William Bayly and Henry Keys, which were presented to their lordships the 16th instant, which their lordships directed to be given them accordingly.

Trade. *Report to House of Lords.*

Their lordships entred upon the consideration of the draught of a report to the House of Lords [*fo.* 161, 176] and made some progress therein.

Report to House of Commons about bills of exchange from France, commerce &c.

The draught of a report [*fo.* 170, 176] in answer to the order of the House of Commons of the 14th instant was agreed, and a letter to Mr. Secretary Hedges, desiring him to lay the same before her Majesty, was signed.

Letter to Mr. Secretary Hedges.

November 20. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Trade. *Memorial from Mr. Galdie about commerce &c. with France.*

Mr. Galdie presented to their lordships a memorial [*fo.* 171] containing what he has to offer for restraining of commerce and correspondence with the French, which was read.

Barbados. *Order of Council on petition of four suspended members &c.*

An Order of Councill of the 16th instant upon a representation [*fo.* 170] of the same date on the petition of the four suspended counsellors of Barbados, directing this Board to prepare the draught of a letter for her Majesty's royal signature to Sir Beville Granville, as is proposed by the said representation being read, ordered that a letter be prepared accordingly [*fo.* 187].

directing draught of letter to the Governour for Queen's signature.

Trade. *Lustring Company about preventing commerce with France.*

Several members of the Lustring Company attending, as directed the 17th instant [*fo.* 171], and being asked several questions, they answered in substance as follows : That they had reason to believe that the smuggling trade with France was carryed on now

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as much as ever; that about ten days ago 56 pieces of lustrings and alamodes were seized soon after their landing on the coast of Sussex; that though there be great penalties upon those that shall be found carrying on that trade, yet great quantities of silks are landed, which escape being seized; and that the best method they can think of for preventing that trade of the carrying out of our wooll would be to have more ships for the guard of our coasts. After which they promised to discourse with Mr. Baker and then to attend the Board to-morrow sevenight, to give their lordships an account of what they should agree upon as the best method for preventing this trade with France.

Trade.
Canary merchants' memorial. Affidavits.

Several of the Canary merchants attending [*fo.* 165, 191] presented to their lordships a further memorial containing several instances of Mr. Raworth's having sent effects to the Canaries since the declaration of war; as also eleven affidavits to show what wines they have ready to ship off from the Canaries, had Mr. Raworth allowed them tonnage.

Letter from Mr. Secretary Hedges about St. Thomas's furnishing the French with provisions.
Answer.

A letter from Mr. Secretary Hedges of the 18th instant, directing the Board to consider how the furnishing of provisions to the French plantations from St. Thomas may be prevented, was read, and an answer thereunto drawn up and signed.

Draught of representation about French privateers being harbour'd at St. Thomas.

The draught of a representation, as directed the 13th instant, [*fo.* 162, 179] upon paragraph G of Sir William Matthew's letter of 31st August last, relating to French privateers being harboured at St. Thomas, was agreed and ordered to be transcribed.

November 21. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Trade.
Report to the House of Commons.

A report in answer to an order of the House of Commons of the 14th instant [*fo.* 173] requiring this Board to lay before that House their opinion as to the best method for restraining commerce with France and negotiating bills of exchange from thence, was agreed and signed, and Mr. Blathwayt was desired to lay the same before the House.

Report to House of Lords.
Letter to Mr. Secretary Hedges.

Their lordships made a further progress in the draught of the report to the House of Lords [*fo.* 173, 177], and a letter was writ to Mr. Secretary Hedges [*fo.* 183] praying her Majesty's leave for laying the same before that House.

Letter to Dr. D'Avenant about imports and exports.

Ordered that a letter be writ to Mr. Davenant [*fo.* 164, 180], Inspector General of the Customes, desiring him to dispatch the accounts of imports and exports from Christmas, 1701, to Christmas, 1703, as directed by the Lord Treasurer.

November 22. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Trade.
Treaty with Denmark.

A letter was writ to Mr. Tucker desiring him to communicate to this Board the treaties relating to trade which are now in force between England and Denmark. Whereupon Mr. Tucker sent to their lordships the treaty concluded in December, 1691, with intimation that there were no others in Mr. Secretary Hedges's office. Ordered that a copy of the said treaty be made.

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Report to the Lords.

Their lordships made a further progress in the draught of a report to the House of Lords [*fo.* 176, 183].

Post meridiem.

Present :—Mr. Cecill, Mr. Blathwayt, Mr. Prior.

Proprieties.
Order about Connecticut and Rhode Island.
Agents of those colonies to be heard.

An Order of Councill of the 16th instant upon a report from Mr. Attorney and Mr. Sollicitor General [*fo.* 97] on that part of a representation of this Board of the 10th of July last, relating to Connecticut and Rhode Island, directing that the agents of those colonies be acquainted with her Majesty's pleasure that they be heard before her Majesty in Councill the 30th instant, in point of law, against her Majesty's appointing Governours over those colonies during the war, was read, and Mr. Wharton, agent for Rhode Island attending, the said order was communicated to him, and he desiring to have copies [*fo.* 180] of that part of those letters from the Lord Cornbury and Colonel Dudley mentioned in the foresaid representation, ordered that they be given him accordingly.

Barbados.
Complaints.

Mr. Heysham with other Barbados gentlemen attending [*fo.* 172, 187], a copy of Mr. Irwin's deposition relating to Mr. Downes of Barbados, which was presented to their lordships the 15th instant, was delivered to them ; and these gentlemen desiring that the two depositions presented by them to the Board the 16th instant, might be annexed to their lordships representation upon the petition of seven of the Assembly of Barbados, they were acquainted that the said depositions should be mentioned in their said report.

Sir John Stanly &c. to attend.

Ordered that Sir John Stanley, Sir Robert Davers and Mr. Granville be acquainted that their lordships desire to speak with them to-morrow morning.

Barbados.
Representation upon petition of seven of the Assembly.

The draught of a representation [*fo.* 170, 180] upon the petition from seven of the Assembly of Barbados, was read, and a progress made therein.

Leeward Islands.
Representation about St. Thomas.

The draught of a representation upon what Sir William Matthew writes in paragraph G of his letter of the 31st of August last [*fo.* 175, 183] relating to the French being supplyed with provisions from the island of St. Thomas, was read and a progress made therein.

Newfoundland.
Letter to Mr. Burchet.

Ordered that a letter be writ to Mr. Burchet [*fo.* 184] desiring to be informed what answer the commodore of the Newfoundland convoy has returned to the heads of inquiry sent him the 24th of August last.

November 23. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Trade.
Letter from Inspector of the Customes.

A letter from Mr. Davenant [*fo.* 176], Inspector General of the Customes, inclosing accounts of the exports and imports for three years, viz. : from Christmas, 1699, to Christmas, 1702, was read.

Barbados.
Representation on petition of seven of the Assembly.

The draught of a representation [*fo.* 179, 183] upon a petition of seven of the Assembly of Barbados, was agreed and ordered to be transcribed.

1704.
Connecticut and Rhode Island.
Papers relating to irregularities.

The extracts of several letters [*fo.* 178, 182] from the Lord Cornbury and Colonel Dudley, and of the representations of this Board thereupon, which were directed at the last meeting to be delivered to the agents of Connecticut and Rhode Island, were laid before their lordships, the list whereof is as follows, viz. :—

Connecticut.

Paragraph H. of the Lord Cornbury's letter of the 30th of June, 1703, to the words *on all occasions*. New Yorke, W. No. 27.

Part of paragraph B of another letter from him of the same date, beginning *The Province of Connecticut*, and paragraph D of the same letter. New York, W. No. 28.

Paragraph F of the Lord Cornbury's letter of the 9th of September, 1703. *Ibid.* 30.

Extract of a representation from the Lords Commissioners for Trade and Plantations, dated the 16th of February, 170$\frac{3}{4}$.

Extract of a representation from the Lords Commissioners for Trade and Plantations, dated the 10th July, 1704.

Rhode Island.

Extract of a letter from Colonel Dudley, dated the 17th September, 1702, beginning *About* 20 *days* and ending *noise of their charter*. New England. D. *fol.* 285.

Paragraph H. of Lord Cornbury's letter of 30th June, 1703, beginning *Several men*. New Yorke. W. No. 27.

Part of paragraph B of another letter from him of the same date, beginning *The Governour of Rhode Island*, and paragraph D. *Ibid.* 28.

Paragraphs E and F of Colonel Dudley's letter of the 15th September, 1703. New England. N. *No.* 22.

Paragraph Q of his letter of 19th December, 1703. *Ibid.* 38.

Paragraph F of his letter of 20th April, 1704. *Ibid.* O. 30.

Extract of a representation of the Lords Commissioners for Trade and Plantations, dated 24th November, 1702.

Ditto. 16th July, 1703.

Ditto. 16th February, 170$\frac{3}{4}$.

Ditto. 10th July, 1704.

November 24. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Connecticut. Rhode Island.
Letter to Mr. Borret &c.

Ordered that Mr. Borret be desired to call here to-morrow morning and that copies of the same papers mentioned in yesterday's minutes [*fo.* 180], to be delivered to the agents of Connecticut and Rhode Island, be delivered to him, and that he be directed to attend Mr. Attorney and Mr. Sollicitor General therewith in order to the hearing appointed [*fo.* 184] by her Majesty in Councill on Thursday next.

Trade.
Letter from Secretary Hedges about laying report before House of Lords.

A letter from Mr. Secretary Hedges, in answer to one writ him the 21st instant [*fo.* 176], signifying her Majesty's pleasure that the Board do lay before the House of Lords the account they desire of the state of the trade of his kingdom since the last session of Parliament, was read.

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Barbados. *Representation on petition of seven of the Assembly.*

A representation [*fo.* 180, 190, 194] upon the petition of seven of the Assembly of Barbados, was signed.

Trade. *Report to House of Lords.*

Their lordships made a further progress in their report to the House of Lords [*fo.* 177, 184].

November 25, Present :—Mr. Cecill, Mr. Blathwayt, Mr. Prior.

Leeward Islands. St. Thomas. *Representation.*

A representation [*fo.* 179] relating to the French being furnished with provision from St. Thomas, as also a letter for inclosing the same to Mr. Secretary Hedges, were signed.

Trade. *Report to House of Lords.*

The draught of a report [*fo.* 183 *et infra*] to the House of Lords was agreed and ordered to be transcribed.

November 27. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Newfoundland. *Letter from Mr. Burchet. Heads of inquiry.*

A letter from Mr. Burchet of the 23rd instant, in answer to one writ him the same day [*fo.* 179, 198] promising to send hither the commodore of the Newfoundland convoy's answer to the heads of inquiry so soon as he shall receive the same, was read.

Connecticut. Rhode Island. *Hearing relating thereto deferred.*

Sir Henry Ashhurst attending, and desiring that the hearing [*fo.* 183] before her Majesty, appointed for Thursday next, relating to Connecticut and Rhode Island may be put off for some time longer, he was acquainted that it was put off till further order [*fo.* 191].

Trade. *Answer to House of Lords.*

A report [*v. supra*], in answer to the order of the House of Lords of the 31st of the last month, requiring this Board to lay before that House an account of the state of the trade of this kingdom since the last session of Parliament, was signed.

November 28. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Ireland. *Scheme for guarding the sea coasts. Mr. Baker's report thereon.*

A paper intituled, A general scheme for the land guard of the southern coasts of Ireland, for preventing of correspondence with France, as also Mr. Henry Baker's report thereupon, received some days agoe from Mr. Knox, was laid before the Board.

Trade. *Lustring Company's memorial about hardships they lye under.*

The deputy governour and several members of the Lustring Company presented to their lordships a memorial, setting forth the hardships they labour under in the carrying on of that manufacture, which was read; and they were acquainted that their lordships would consider it further at a convenient opportunity.

Newfoundland. *Letter from Captain Lloyd lately arrived from thence.*

A letter from Captain Lloyd, commander of the forces at Newfoundland, signifying his arrival here, and that he is ready to give an account of the state of the soldiers there, was read.

Letter from Lieutenant Moody.

A letter from Lieutenant Moody [*fo.* 192], who now commands the soldiers at Newfoundland, to the Board, dated the 10th of the last month, was read.

Letter from Mr. Thurston with one from the said Moody.

A letter from Mr. Thurston inclosing one from the foresaid Moody to himself, dated the 11th of October last, relating to the soldiers at Newfoundland, was read.

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A petition from John Adams, setting forth the hard usage he received from Captain Lloyd, with certificates relating thereunto, was read; and thereupon ordered [*fo.* 199] that copies of the said papers be delivered to Captain Lloyd for his answer.

Petition of John Adams about hard usage from Captain Lloyd.

And Captain Lloyd attending, and being asked several questions, he answered that there were seventy English ships at Newfoundland this season, 63 whereof came to England and Portugal, but he did not know the quantity of fish taken, that the English took on the banks of Newfoundland 17 French ships, that the boom in St. John's harbour is near finished. He then presented to the [Board] the muster roll of the company at Newfoundland, dated 12th of September, 1704, by which it appears that the said company is complete, as also the examinations of several spies sent to Placentia, and also of deserters from thence, whereupon ordered that a copy of the said muster roll be taken, and the original delivered to the agent.

Captain Lloyd at the Board.

Ordered that a letter be writ to Commodore Bridge to desire him to attend the Board as soon as he can.

Newfoundland.
Letter to Commodore to attend.

Mr. Lillington and Mr. Bernard attending [*fo.* 174, 178], and desiring their lordships to dispatch the draught of a letter for her Majesty's signature to Sir Beville Granville, relating to the complaints of the four suspended counsellors, they were acquainted that it should be laid before her Majesty on Thursday next [*fo.* 189]. The draught of such a letter was agreed and ordered to be transcribed.

Barbados.
Mr. Lillington &c. desiring dispatch of the letter to the Governour from the Queen.

A letter to the Lord High Treasurer [*fo.* 156], inclosing of the memorial received from Mr. Jennings the 8th instant, relating to a recompence for his attendance here, was signed [*fo.* 256].

Virginia.
Letter to Lord Treasurer about recompence for Jennings.

A letter to Mr. Secretary Hedges [*fo.* 163, 216] inclosing the paragraphs I and K of Sir William Matthews's letter of the 31st of August last, relating to a greater naval strength for the Leeward Islands, and to the exchanging of prisoners with the French, was signed.

Leeward Islands.
Letter to Mr. Secretary Hedges with extracts of letter from Sir William Matthew.

A letter from her Majesty to Sir Beville Granville, Governour of Barbados, signifying that she has been pleased to grant Mr. Patrick Meine liberty for a further stay in England, was communicated to the Board by the said Patrick Meine, and a copy thereof ordered to be taken.

Barbados.
Letter from her Majesty to the Governor that Mr. Mein may stay longer in England.

November 29. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Ordered that a letter be writ to Mr. Davenant, Inspector General of the Customes, to desire him to send to this Board an account of the exports and imports from Christmas, 1702, to Christmas, 1703, so soon as they can be perfected.

Trade.
Letter to Mr. Davenant. Exports and imports.

The draught of a letter to Sir William Matthew, Governour of the Leeward Islands [*fo.* 190], was agreed and ordered to be transcribed.

Leeward Islands.
Draught of letter to the Governour.

The draught of a letter to Sir Beville Granville, Governour of Barbados [*fo.* 190], was agreed and ordered to be transcribed.

Barbados.
Draught of letter to the Governour.

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Draught of letter from her Majesty to the Governour.

The draught of a letter from her Majesty to Sir Beville Granville [*fo.* 187] upon the petition of the four suspended counsellors being transcribed, as directed in yesterday's minutes, was sent to Mr. Secretary Hedges for her Majesty's signature.

Jamaica. *Letter to Mr. Secretary Hedges with extracts of the Governour's letter.*

A letter to Mr. Secretary Hedges, upon what Colonel Handasyd writes in his letter of the 17th of September last [*fo.* 161] relating to the King of Spain's proclamations in Spanish to the want of greater naval strength, and to Captain Gandy, was signed.

Bermuda. *Letter to the Governour.*

Ordered that the secretary write to Captain Bennet acquainting him that they have received no letters from him since theirs of the 24th August last; and that they expect particular accounts from him of all transactions in his government by every opportunity.

November 30. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Jamaica. Leeward Islands. Barbados. *Letters to the Governours.*

Letters to Colonel Handasyd, Governor of Jamaica, Sir William Matthew, Governor of the Leeward Islands, and Sir Beville Granville, Governour of Barbados, were signed,

Ireland. *Petition of several merchants about* **Crook Haven.**

The petition of several merchants [*fo.* 156] relating to the fortifying of Crook Haven with the reference and the several papers relating thereunto, were read; and thereupon ordered that the merchants have notice to attend their lordships on Tuesday next in the morning [*fo.* 194].

Who are summoned to attend.

Barbados. *Complainants.*

Mr. Heysham with several Barbados gentlemen attending, and desiring their lordships to dispatch their representation [*fo.* 183, 194] upon the petition of seven members of the Assembly of Barbados, they were acquainted that it was already sent to the Councill Board.

December 1. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Connecticut *and* **Rhode Island.** *Hearing in Council put off.*

An Order of Councill of the 30th of the last month directing that the hearing [*fo.* 184, 200] what the agents of Connecticut and Rhode Island have to offer why her Majesty may not appoint Governours for those colonies during the war, be put off till the 14th instant, was read; and thereupon ordered that the said agents have notice thereof accordingly.

Agents to have notice thereof.

Trade. *Mr. Raworth, &c.*

Mr. Raworth attending [*fo.* 175, 197], and being asked some questions, he answered that he was so desirous to gratify those who petition against him, that he left in the Canaries 200 pipes of wine of his own, which he might have brought home had he not gratified the petitioners with that tonnage, and being desired, he promised to bring to their lordships an affidavit upon that matter [*fo.* 197].

Abstract of Canary merchants' papers. Representation to be prepared.

Then their lordships read an abstract of all the papers delivered in by Mr. Raworth and the petitioners, and gave directions for preparing a representation [*fo.* 200] thereupon.

Newfoundland. *Letter to Mr. Secretary Hedges with copy of depositions from deserters.*

A letter to Mr. Secretary Hedges inclosing the copy of a deposition of Jean Le Moine, a deserter from Placentia, inclosed in a letter from Lieutenant Moody, commander of the soldiers at Newfoundland, dated the 10th of October last, was signed [*fo.* 186].

1704.
Plantations General.

A proposal from Mr. Shippen and Mr. Waterhouse for importing 1,000 lasts of tar and 200 tons of pitch annually for the term of six years from the plantations, as also a proposal from Mr. Fitch and Mr. Hancock for supplying her Majesty with 30,000 bolts of sail cloth and 4,000 tons of hemp annually for the said term, being read, a letter, inclosing the same to Mr. Secretary Hedges, was signed.

Mr. Shippen and Waterhouse proposal about pitch and tar.

Fitch and Hancocks proposal about sail cloth and hemp.

December 5. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Connecticut. Rhode Island.

A letter from Mr. Charles Congreve, giving an account of some irregularities in the colonies of Connecticut and Rhode Island, with a petition of John Rogers, inhabitant of Connecticut, to the Governour and company of that colony, complaining of hardships he received from them, were read; and thereupon ordered that extracts thereof be sent to Mr. Attorney and Mr. Sollicitor General, and that they be acquainted that Mr. Congreve will attend them in that matter.

Letter from Mr. Congreve.

New Yorke.

A letter from Mr. Secretary Hedges of the 1st of November last, refering to this Board an extract of a petition of Matthew Plowman to her Majesty, praying to be reimbursed the value of provisions amounting to 600*l.* taken from him at New Yorke on the late revolution for the use of the soldiers at Albany, was read; whereupon Mr. Plowman was directed to bring to their lordships what proof [*fo.* 207] he could make of such provisions having been so taken from him, and of the value thereof.

Plowman's petition.

Proprieties.

A report from the Commissioners of the Customes, as also one from Mr. Attorney and Mr. Sollicitor General [*fo.* 39, 217] upon the draught of a charter desired by Mr. Byfield and others for the importation of pitch and tar from Carolina, was communicated to the Board and copies thereof ordered to be taken.

Naval stores. Commissioners of Customs report on Byfield's charter.

Barbados.

A minute out of the Councill books of the 30th of November last [*fo.* 218], whereby it appears that her Majesty had respited the consideration of the report of this Board [*fo.* 183] of the 24th of the same month upon the petition of several of the Assembly of Barbados till the arrival of the fleet, was communicated to the Board.

Complaints.

Ditto.

Mr. Bernard and Mr. Lillington attending, and desiring their lordships' dispatch of the letter for her Majesty's signature upon the petition of the four suspended counsellors of Barbados [*fo.* 189, 195], they were acquainted that it was before her Majesty the last Councill day; that her Majesty [*fo.* 196] had respited all that matter till the arrival of the Barbados fleet; that Mr. Granville, being arrived from Barbados, had brought several papers from Sir Beville, which by reason of indisposition he had not been able to lay before their lordships; and that their lordships would send to hasten him to doe it.

Ireland. Crook Haven.

A letter from Mr. Penn [*fo.* 157], dated this day, in favour of Mr. Arnop, who sollicits for the fortifying of Crook Haven, was read.

Ditto.

Sir Gilbert Heathcote, Sir Bartholomew Gracedieu, Mr. Alexander Cairnes and Mr. Arnop attending [*fo.* 190], with some masters of ships, they acquainted their lordships that Crook Haven is a very

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safe and commodious haven; that it will contain above 50 ships, that by fortifying a point of land at the entrance thereof, it will be of great use to the navigation of England, by securing our homeward bound fleets, when they meet with easterly or north-easterly winds, or are in danger of French privateers; that the last year 35 saile of Jamaica ships with three men of war were saved there by Mr. Arnop's going out to sea to them and giving them notice of several French men of war and privateers lying in wait for them. To which Mr. Arnop added that he was informed by an ingineer, who was sent by the Duke of Ormond to view the place, that it might be fortifyed for about 1,000*l.* sterling. These gentlemen being withdrawn, their lordships gave directions for preparing a representation thereupon [*fo.* 196].

Barbados. *Complaints. Draught of Queen's letter sent to Mr. Secretary Hedges.*

The draught of a letter for her Majesty's signature [*fo.* 194] to Sir Beville Granville upon the petition of the four suspended counsellors of Barbados, not having been signed by her Majesty the last Council day, a letter was writ inclosing the same to Mr. Secretary Hedges.

December 6. Present:—Mr. Cecill, Mr. Blathwayt, Mr. Prior.

Barbados. *Letter from Mr. Bridges, &c., desiring that nothing further may be done relating to complaints till arrival of the* Milford *man of war. Letter to Mr. Burchet.*

A letter from Mr. Bridges, Sir John Stanley and Mr. Holder [*fo.* 194, 202] desiring their lordships to suspend any further proceeding upon the Barbados complaints till the arrival of the Milford man of war, by which ship Sir Beville Granville had sent all the papers relating to that matter, was read; and thereupon ordered that a letter be writ to Mr. Burchet [*fo.* 198] to desire to be informed where the Milford is, and when she may be expected.

Ireland. *Draught of representation about* **Crook Haven** *and letter.*

The draught of a representation [*fo.* 195, 197] upon the petition of Mr. Arnop and several merchants of London relating to the fortifying of Crook Haven in Ireland, as also a letter inclosing the same to the Secretarys of State, were agreed, and ordered to be transcribed.

December 7. Present:—Lord Bishop of London, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Trade. *Canaries. Raworth.*

A memorial from Mr. Raworth [*fo.* 191, 200] containing an abstract of the papers formerly presented by him, as also an affidavit of Mr. Henry Fox relating to the quantity of wines belonging to Mr. Raworth and partners, which was left in the Canaries when the transport ships came away, were read.

Barbados. *Order for draught of letter for Queen's signature sent to Mr. Ellis.*

Mr. Blathwayt acquainting the Board that Mr. Secretary Hedges had desired a copy of her Majesty's Order in Council of the 16th November last [*fo.* 174], directing their lordships to prepare a letter from her Majesty to Sir Beville Granville upon the petition of the four suspended counsellors in Barbados, a copy of the said order was immediately made and delivered to Mr. Ellis.

Ireland. *Representation about fortifying* **Crook Haven.**

A representation [*fo.* 196, 209] relating to the fortifying of Crook Haven in Ireland, as also a letter inclosing the same to the Secretaries of State, were signed.

December 8. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

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Barbados.
Letter from Mr. Burchet about the Milford *man of war being expected, &c.*

Letter from Mr. Burchet of the 7th, in answer to one writ him the 6th instant, signifying that the Milford [*fo.* 196], one of the Barbados convoys, was dayly expected, and further acquainting their lordships that the heads of inquiry [*fo.* 184] for the commodore of the Newfoundland convoy having been given to the captain of the *Coventry*, and that ship taken and carried into France, no answers could be returned to the said inquiries, being read ; ordered that a letter be writ to Mr. Burchet to desire to know what was done with the duplicate of the foresaid heads of inquiry, which were sent him the 18th of August last.

Newfoundland.
Heads of inquiry.

Letter to Mr. Burchet about duplicate thereof.

Mr. Merret with publick papers from Mr. Roop relating to Captain Lloyd.

Mr. Merret attending, presented to their lordships the following papers, viz. :—[*fo.* 204].

Letter from M. John Roop to the Board relating to the state of the forts &c. in Newfoundland.

Deposition of Mr. John Roop relating to Captain Lloyd's refusing to let his men assist the said Roop in fixing the boom at St. John's harbour.

Deposition of John Marshall, relating to Captain Lloyd's threatening to kill him upon his refusing to sign a paper in favour of the said Lloyd.

Copy of a paper drawn by Captain Lloyd to be signed by the company at Newfoundland in his behalf, with certificates of non-commissioned officers relating thereunto.

Petition of the inhabitants of Newfoundland against Captain Lloyd &c.

Captain Lloyd to dispatch his answer to papers already given him.

Thirty Newfoundland ships gone to Portugal.

Number of ships taken on both sides.

Which papers their lordships resolved to take into consideration on Wednesday next, and ordered that Captain Lloyd have notice to dispatch his answer to the papers [*fo.* 186] already given him. After which Mr. Merret acquainted their lordships that 30 of our ships were gone to Portugal from Newfoundland, that we had taken about 14 French ships on the banks, and that the French had taken 7 out of 13 of ours coming into the Channel. Ordered that a representation upon the Order of Council of the 6th of September last [*fo.* 128 and *infra*], on the petition of Mr. Chilton, Attorney General of Barbados, for leave to be absent from thence one year for the recovery of his health, be prepared.

Barbados.
Representation to be prepared for leave for Mr. Chilton to be absent.

Trade.
Draught of representation on Canary merchants' petition.

The draught of a representation [*fo.* 192, 197, 233] upon the petition of the Canary merchants was read, and some progress made therein.

December 12. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Connecticut. Rhode Island.
Letter from Mr. Povey about the hearing's being defer'd.

A letter from Mr. Povey signifying that her Majesty had been pleased to put off the hearing [*fo.* 191, 209] of the Connecticut and Rhode Island agents till Thursday the 4th of January next, was read, and thereupon ordered that the said agents, as also Mr. Attorny and Sollicitor General have notice thereof.

Barbados.
Draught of representation on Mr. Chilton's petition.

The draught of a representation [*v. supra fo.* 206] upon the petition of Mr. Chilton, Attorny General of Barbados, for leave to be absent from that island for a year for the recovery of his health, was agreed and ordered to be transcribed.

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Leeward Islands. *Letter from the Governour.*

A letter from Sir William Matthew, Governour of the Leeward Islands, dated at St. Christopher's the 2nd of October last, was read, as were also the two following Acts therein refer'd to, past at St. Christopher's the 23rd of September last, viz. :—

Acts.

An Act for raising a levy of 5*s.* per poll on all slaves, to make good the deficiency of a former levy by an Act entituled an Act for raising a levy of 20*s.* per poll on slaves to defray the publick charges of this island.

An Act for raising the summe of 500*l.* sterling money for discharging the rent of a convenient house for his Excellency Sir William Matthew's abode during his government in these islands.

Barbados. Leeward Islands. *Letter to Mr. Burchet about fleets from thence.*

And thereupon ordered that a copy of paragraph B in the foresaid letter relating to the Barbados and Leeward Island fleets be sent to Mr. Burchet to be laid before his royal highness the Lord High Admiral's Council. And further ordered that a representation [*fo.* 207] be prepared for laying the said Acts before her Majesty for her royal approbation.

Representation to be drawn on the above Acts.

Leeward Islands. *Memorial from Mr. Barwick about stores of war, new seal, and ministers.*

Mr. Samuel Barwick, agent for Sir William Matthew, presented to their lordships a memorial relating to the want of stores of war, a new seal, and ministers for the Leeward Islands, which was read, whereupon ordered that a letter be writ to the Board of Ordnance [*fo.* 206] to desire to know what stores of war were sent with Sir William Matthew, and what are yet remaining here of those directed to be sent by her Majesty's order of the 23rd of February last. Ordered also that a letter be writ to Mrs. Furnese [*fo.* 210] to know in what forwardness the seales for the plantations are in, and to desire they may be dispatched with all possible speed. And further ordered that a memorandum [*fo.* 213] be made for the Lord Bishop of London relating to the want of ministers in the Leeward Islands.

Letter to Board of Ordnance.

Letter to Mrs. Furnese and memorandum for Bishop of London.

Barbados. *Sir John Stanley, &c., about vindication of the Governour.*

Sir John Stanley, Mr. Bridges, Mr. Holder and Mr. Cleland [*fo.* 196, 214] (which last is lately arrived from Barbados) acquainted their lordships that they were appointed agents of that island by the Assembly there, and had received directions from them to appear in vindication of the Governour, and to present to her Majesty an address from the Assembly to her Majesty in that behalf. Then Colonel Cleland acquainted the Board that Sir Beville Granville had writ at large to their lordships by the *Milford* upon the late disorders in Barbados, and that he had sent by the said ship his reasons for suspending the four counsellors, with their answer and his reply thereunto; as also his reasons for not admitting Mr. Downes into the Councill, pursuant to her Majesty's mandamus in that behalf, which he doubted not would give their lordships full satisfaction in that matter so soon as the *Milford* shall arrive, which ship having been disabled at sea was supposed to be gone to Lisbon to re-fit and might be expected here in a short time. And being asked how the quorum of the Assembly there came to be 15, he said it was by a standing order of that house, which the present Assembly had altered, reducing that number to 13; and being desired he promised to draw up in writing what he knew relating to the late disorders there [*fo.* 242].

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A petition of Mr. Robert Baron [*fo.* 213], late minister at Bermuda, relating to some hardships he indured there, was read ; whereupon their lordships resolved to take that matter into consideration the next time the Lord Bishop of London shall be at the Board.

Bermuda. *Petition of Mr. Baron, late minister, about hardships.*

The letter from Mr. Roop with the other papers relating to Newfoundland [*fo.* 198 *et infra*] mentioned in the last minutes to have been received from Mr. Merret, were read ; and thereupon ordered that Captain Lloyd have copies of all the said papers but Mr. Roop's letter, that not having any relation to him.

Newfoundland. *Letter from Mr. Roop. Papers.*

Copies given to Captain Lloyd.

Captain Lloyd presented to their lordships a certificate from Captain Bridge, late commodore of the Newfoundland convoy, in favour of the said Lloyd against the complaints of John Adams, which was read ; and thereupon ordered that a letter be writ to Mr. Burchet to desire that Captain Bridge [*fo.* 205] may have directions to attend the Board to-morrow in the afternoon.

Certificate from Captain Bridge relating to Captain Lloyd's usage of John Adams.

December 13. Present :—Lord Dartmouth, Mr. Blathwayt, Mr. Prior.

Captain Lloyd attending [*v. supra, fo.* 211, 212] and acquainting their lordships that he had several papers which would serve as answers to the complaints delivered him by order of the Board yesterday, he was directed to put those papers in a method and to draw up in writing what he had further to add thereunto, and present it to their lordships on Friday morning next.

Newfoundland. *Captain Lloyd with answer to complaints.*

Captain Bridge [*fo.* 204, 206], commodore of the Newfoundand convoy not attending, as had been desired ; ordered that another letter be writ to Mr. Burchet to desire that Captain Bridge may have orders from his royal highness the Lord High Admiral's Council to attend on Friday morning next.

Letter to Mr. Burchet about Captain Bridge's attendance.

Mr. Blathwayt communicated to the Board an account of all the bullion and coyn entred for exportation for three years ending at Michaelmas, 1704, which was read.

Trade. *Foreign gold and silver exported.*

Mr. Blathwayt also communicated to the Board the copy of an Act past in Scotland 16th September, 1703, entituled *Act in favours of the company trading to Africa and the Indies.*

Copies of Scotch Acts about trade to Africa and the Indies.

The copy of an *Act allowing the importation of wines and other foreign liquors* into Scotland, past there 16th September, 1703, as also the copy of an *Act allowing the exportation of wooll* from Scotland, past there the 25th August, 1704, were read.

Importation of wines, and exportation of wooll from Scotland.

Ordered that Captain Baker be desired to attend the Board on Fryday morning next.

Letter to Mr. Baker thereupon.

A representation [*fo.* 200, 249] upon the petition of Mr. Chilton, Attorny General of Barbados, for leave to be absent from that island for the recovery of his health, was signed.

Barbados. *Representation for leave for Mr. Chilton to be absent.*

A letter from Mr. Secretary Hedges of the 9th instant [*fo.* 163] upon an extract of a letter from Sir William Matthew, relating to the want of ordnance in the Leeward Islands, was read ; and thereupon the letter [*fo.* 202, 215] directed the last meeting to the Board of Ordnance, inquiring what stores of war were sent with Sir William Matthew, and what are yet remaining of those directed to be sent, by her Majesty's Order in Council of the 23rd of February last, was signed.

Leeward Islands. *Letter from Mr. Secretary Hedges about stores of war.*

Letter to Board of Ordnance. thereon.

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December 14. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Newfoundland. *Letter from Mr. Burchet about Captain Bridge and duplicate of inquiries.*

A letter from Mr. Burchet of the 12th instant [*fo.* 205, 211], signifying that Captain Bridge is not yet come to town, and that the duplicate of the inquiries did not reach him before he sailed for Newfoundland, was read.

St. Christophers. *Representation on two Acts.*

A representation [*fo.* 201, 229] upon the two St. Christopher's Acts mentioned in the minutes of the 12th instant, was signed.

Barbados. *Copy of an Order of Council on representation for Mr. Mills to be a counsellor.*

Copy of an Order of Council of the 16th of November last upon a representation [*fo.* 170] of the same date, proposing Mr. Mills to be of the Councill of Barbados in the room of Mr. Frere, who had refused to serve any longer in the Councill, approving the same, was read.

Antegoa. *Attorny General's report on two Acts.*

Mr. Attorney General's report [*fo.* 20] upon *An Act* past at Antegoa in February last *for establishing Courts and settling due methods for the administration of Justice* in that island, as also the Act itself, were read ; and their lordships thereupon agreed to report their opinion that the said Act be repealed for the reasons expressed in Mr. Attorney's said report.

New Yorke. *Extract of Mr. Plowman's petition relating to provisions taken from him to be sent to Lord Cornbury.*

Mr. Plowman attending [*fo.* 193, 216] with Mr. Lodwick and Mr. Livingston [M. *fo.* 81], the two last acquainted the Board that Mr. Plowman had above 100 barrells of pork and beef in the Jersies, besides 8 chests of candles, which were taken from him by order of Captain Leisler, when he assumed the government of New Yorke, for the use of the people the said Leisler had put into garrison at Albany. Whereupon their lordships gave directions for preparing a letter to the Lord Cornbury, transmitting the extract of Mr. Plowman's petition, mentioned in the minutes of the 5th instant, and directing him and the Council to report their opinion thereupon, as had been done formerly to the Earle of Bellomont.

Mr. Lodwick about Act relating to Bayard and Hutchins. *Representation to be drawn thereupon.*

Then Mr. Lodwick [*fo.* 143] desiring their lordships to take into consideration his memorial relating to *An Act* past at New Yorke *declaring the illegality of the proceedings against Colonel Bayard and Alderman Hutchins &c. null and voyd*, the said memorial was read ; and their lordships gave directions (notwithstanding the minute of the 12th of September last upon that subject) for preparing a report to her Majesty [*fo.* 209] with their opinion that her Majesty be pleased to confirm the said Act so soon as the said Bayard and Hutchins shall have given security, singly and joyntly, in the summe of 5,000*l.* not to prosecute any persons concerned in the proceedings against them, according to Mr. Attorny General's report, or that otherwise a new Act be passed for the like effect, with proper clauses to indemnify persons whom it may concern.

December 15. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Ireland. Crook Haven. *Letter from Secretary Hedges to know what the merchants who petition will contribute.*

A letter from Mr. Secretary Hedges of the 14th upon a representation of this Board of the 7th instant relating to Crook Haven [*fo.* 197], requiring their lordships to discourse the merchants of London who had signed the petition upon that subject, to see what part they would contribute towards the making that harbour

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defensible, was read; and thereupon ordered that the said merchants [*fo.* 212] be summon'd to attend the Board on Tuesday next.

Merchants summoned thereupon.

An Order of Councill of the 14th instant, directing the Board to signify to the agents of Connecticut and Rhode Island that her Majesty had been pleased to put off the hearing [*fo.* 200, 247] appointed for the 4th of January next to Thursday the first of February next, was read; and thereupon ordered that the said agents have notice thereof.

Connecticut. Rhode Island. *Hearing of the agents in Council put off till February next.*

A representation [*fo.* 208, 323] as directed in yesterday's minutes, upon an Act past at New Yorke *for declaring the illegality of the proceedings against Colonel Bayard and Alderman Hutchins null and voyd*, was signed.

New Yorke. *Representation on Act for reversing the attainder of Bayard and Hutchins.*

Captain Baker attending, and being asked what he had to offer for preventing the exportation of wooll into Scotland, he said the best method he could think of would be by having a good guard upon the borders, and by having all the wooll within a certain distance of Scotland, registred.

Trade. *Captain Baker about preventing exportation of wooll into Scotland.*

A letter from Mrs. Furnese [*fo.* 146, 202] signifying that the seales of New Hampshire and Maryland were finished, and desiring to know whether she is to deliver them as finished, or keep them till all be done, was read; ordered that she be acquainted that she may deliver them to the secretary as they are dispatched, taking his receipt for the same.

Plantations General. *Letter from Mrs. Furnese about seales.*

Answer returned.

December 19. Present:—Lord Bishop of London, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Captain Jones [*fo.* 110], late commander of her Majesty's ship *Sea Horse* at Jamaica, presented to their lordships a letter from Colonel Handasyd, dated the 19th June last, relating to the loss of the said ship and to the conduct of the said Captain Jones, which was read; and thereupon ordered that a copy of the said letter be sent to Mr. Burchet, to be laid before his royal highness the Lord High Admiral's Councill.

Jamaica. *Captain Jones, late commander of the* Seahorse *with a letter from the Governour.*

Letter to Mr. Burchet.

Captain Bridge [*fo.* 206], late commander of the Newfoundland convoy, attending, and being asked several questions, he answered in substance as follows: That the boom was near finished when he came away, that it is extraordinarily well done, and he believes one of the best in Europe [*fo.* 204, 212]; that he had not suspended Captain Lloyd, but brought him home, by the advice of other captains of ships and most of the considerable inhabitants there, upon a petition from the soldiers who had threatened to desert if the said Lloyd commanded them any longer; that the soldiers hired themselves to fishermen, during the fishing season, and that the officers had half of what the soldiers earned in that work; and that the garrison consists but of 48 effective men. Whereupon a paper of queries [*fo.* 243], relating to the state of Newfoundland, was delivered to Captain Bridge, and he desired to bring his answer thereunto on Fryday the 29th instant, which he promised to do accordingly.

Newfoundland. *Captain Bridge about state of Newfoundland.*

Boom near finished.

Captain Lloyd.

Strength of the garrison.

Then Captain Lloyd, Captain Richards and Mr. Merret attending, [*fo.* 204] Mr. Merret declared to their lordships that he had nothing

Newfoundland. *Captain Lloyd, Captain Richards and Mr. Merret. The two last in favour of the former.*

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Lloyd promises his answer.

to offer against Captain Lloyd, but had heard a very good character of him, and Captain Lloyd being asked whether he had prepared his answer to the complaints against him, he said that it was not yet perfected. Whereupon their lordships directed him to bring it on Fryday the 29th instant [*fo.* 221].

Ireland.
Merchants about Crook Haven.

Sir Gilbert Heathcote [*fo.* 209], Mr. Way, Mr. Richard Carey and Mr. Galdie and other merchants attending, and being acquainted with the purport of Mr. Secretary Hedges's letter of the 14th instant relating to their contributing towards the making Crook Haven defensible; they said that not only all the merchants trading to the plantations, but also those trading to Portugal, Italy and other parts of the world, were equally concerned with them in the benefit that would accrue by fortifying Crook Haven, and that it was not to be expected that such a vast number of merchants should ever agree to proportion any contribution of that kind; that the Customes were given for securing the merchants in their trade, and that therefore such a proposition would not be well understood to the general body of traders; that the Customes of any one ship from the plantations, especially from Virginia, will more than bear the charge of fortifying that place; that the duties already laid upon all commodities, with the additional increase lately voted by the Parliament are so great that the Queen and the publick is more concerned in interest for the security of merchant ships than even the merchants themselves; and they would be glad to let her Majesty have half of the lading of all their ships, on condition they paid no duty. Upon which these gentlemen being withdrawn, their lordships gave directions for preparing a letter to Mr. Secretary Hedges [*fo.* 214] upon the foregoing heads.

Bermuda.
Mr. Baron, late minister, to draw his desire in writing.

Mr. Baron, late minister of Bermuda, attending in relation to his petition [*fo.* 203, 231] read the 12th instant, he was desired to draw up in writing what it was he desired their lordships should do for him.

Leeward Islands.
Extract of Mr. Barwick's memorial relating to ministers given to Bishop of London.

An extract of Mr. Barwick's memorial presented to the Board the 12th instant [*fo.* 202], relating to the want of ministers in the Leeward Islands, was recommended to the Lord Bishop of London.

Plantations General.
Letter from Secretary Hedges about draught of a Bill for importing naval stores.
Mr. Bridger to bring what he has to offer on that subject in writing.

A letter from Mr. Secretary Hedges of the 18th instant, signifying her Majesty's pleasure that this Board do prepare the draught of a Bill for incouraging the importation of naval stores from the plantations, was read; and Mr. Bridger [*fo.* 217] attending, their lordships desired him to give them in writing what he had to offer on that subject, which he promis'd to do on Thursday morning next.

December 20. Present:—Lord Dartmouth, Mr. Blathwayt, Mr. Prior.

Barbados.
Sir John Stanly about copies of minutes of the Councill.

Their lordships being acquainted with Sir John Stanley's desire [*fo.* 202, 219] of taking copies of the minutes of Councill and Assembly of Barbados for the last year, several things therein contained being of use to him towards the defence of the Governour, ordered

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that Sir John be acquainted that if he will name what part of the said minutes he thinks necessary to that end, he may have copies thereof.

Ireland. *Letter to Mr. Secretary Hedges about merchants contributing to fortify Crook Haven.*

A letter to Mr. Secretary Hedges [*fo.* 213, 217], in answer to his of the 14th instant relating to the merchants contributing towards the making Crook Haven defensible (as mentioned in yesterday's minutes), was agreed and ordered to be transcribed.

Leeward Islands. *Letter from Board of Ordnance about stores.*

Letter from the Board of Ordnance of 16th, in answer to one writ them the 13th instant [*fo.* 206], with an account of the stores of war sent with Sir William Matthew for the Leeward Islands, and of those yet remaining to be sent thither, was read ; and thereupon ordered that Mr. Berwick [*fo.* 221], agent for Sir William Matthew, be desired to attend the Board on Fryday the 29th instant.

New Yorke. *Order of Council on petition of Mr. Livingston about his suspension.*

An Order of Councill of the 14th instant upon the petition of Robert Livingston, secretary of the Indian affaires at New York, praying that his suspension from the said office in the time of Colonel Fletcher may be taken off, refering the same to this Board, was read, and Mr. Livingston attending, was directed to lay before their lordships a memorial of what he desires [*fo.* 223].

Leeward Islands. *Letter from Martinico with papers relating to state of English prisoners there.*

A letter from Mr. Lambert, a prisoner at Martinico, to Mr. Clayton, dated the 27th of June last, with several papers therein refer'd to, relating to the strength of the French ships, and prisoners taken since the war, and the manner of the French's carrying the silver from thence to Europe &c. being communicated to the Board by Mr. Blathwayt, was read ; and their lordships gave directions for preparing a letter to Mr. Secretary Hedges [*fo.* 217], inclosing copies of the said letter and papers, as also a copy of paragraph K in Sir William Matthew's letter of 31st August last [*fo.* 187] concerning a cartel with the French.

Letter to Mr. Secretary Hedges thereupon.

Trade. *Letter to Mr. Lowndes for an account of pitch and tar imported.*

Ordered that a letter be writ to Mr. Lowndes [*fo.* 220] for an account of what quantities of pitch, tar, rozin and hemp has been imported to England, with the names of the several places from whence the same is so imported, from Christmas, 1702, to this time.

New York. *Letter to Mr. Secretary Hedges in favour of Plowman.*

Mr. Secretary Hedges's letter of the 1st of November last, upon Mr. Plowman's petition relating to provisions taken from him by Captain Leisler when he assumed the government of New Yorke, was again read ; and (notwithstanding the minute of the 14th instant) [*fo.* 207], ordered that a letter be prepared to Mr. Secretary Hedges [*fo.* 218] in favour of the said Plowman.

December 21. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Ireland. *Crook Haven. Letter to Mr. Secretary Hedges.*

A letter to Mr. Secretary Hedges [*fo.* 214], in answer to his of the 14th instant, relating to Crook Haven, was signed.

Leeward Islands. *Letter to Mr. Secretary Hedges about English prisoners at Martinico.*

A letter to Mr. Secretary Hedges [*fo.* 216] inclosing the papers received from Mr. Clayton mentioned in yesterday's minutes, as also an extract of Sir William Matthew's letter of the 31st of August, relating to a cartel, was signed.

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Plantations General. *Naval stores. Bridger.*

Mr. Bridger attending [*fo.* 214, 220] acquainted their lordships that he had not yet been able to finish what he had to offer for incouraging the importation of naval stores from the plantations, but that he would do it in a few days. He was desired to make what dispatch he could.

Proprieties. *Copy of an Order of Council upon Mr. Attorny and Mr. Sollicitor General's report on Byfield's charter.*

Copy of an Order of Councill of the 14th instant upon a report from the Lords of a committee, to whom her Majesty has referred the consideration of a report [*fo.* 193] from Mr. Attorney and Mr. Sollicitor General upon the draught of a charter desired by Mr. Byfield and others for the importation of naval stores, was read.

Barbados. *Copy of an Order of Council on petition of four suspended counsellors.*

Copy of an Order of Councill of the 14th instant [*fo.* 194] upon a petition of the four suspended counsellors of Barbados, praying to have her Majesty's letter to inable them to take examinations and to transmit depositions in their behalf, signifying her Majesty's pleasure that the whole matter be respited till the papers transmitted by Sir Beville Granville in the *Milford* shall arrive, was read.

New York. *Letter to Secretary Hedges about Plowman.*

A letter to Mr. Secretary Hedges [*fo.* 216], in answer to his of the 1st of November last, upon the petition of Mr. Plowman, was signed.

December 22. Present:—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Maryland. New Hampshire. *Seals.*

The secretary acquainted their lordships that Mrs. Furnese had delivered to him two silver seales, viz., one for Maryland and one for New Hampshire, and that she promised to finish the rest in a very short time.

Barbados. *Agents desire copies of minutes of Council, &c.*

Refused,

Sir John Stanley, Mr. Holder and Mr. Cleland [*fo.* 214, 241], agents for Barbados, attending and desiring they might have copies of all the minutes of Councill and Assembly of Barbados for the last year, they were acquainted that it is against the rule of the Board to give copies of the minutes of Councill and Assembly or books of this Commission to any persons but to the Secretaries of State or the Councill; that the Board has perused the minutes and will make the proper use of them, as they have already done in their reports to her Majesty; and in case any persons, as agents to Sir Beville Granville or to the Island of Barbados, shall desire any particulars out of the said minutes or books for the vindication of the Governour, they may have extracts, which will be likewise granted to the other side, if demanded.

but extracts granted.

Mr. Heysham, &c., about Mr. Downes, &c.

Mr. Robert Heysham with his brother and some gentlemen lately arrived from Barbados attending, desired to know whether their lordships had received any particular complaints against Mr. Richard Downes of Barbados, for there were several reports spread about town to his disadvantage, particularly that he was between 7 and 8,000*l.* in debt and unable to pay it, which was not true, for to their knowledge all but 1,500*l.* was cleared, which he was ready also to pay on demand. Whereupon these gentlemen were acquainted that their lordships had as yet received no particular complaints against Mr. Downes, but that, so soon as any came, they should have copies of them.

1704.

December 29. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A letter from Mr. Davenant of the 23rd instant [*fo.* 216], with an account of naval stores imported into England from Christmas, 1701, to Christmas, 1703, was read.

Trade. *Letter from Mr. Davenant. Account of naval stores.*

Mr. Bridger attending [*fo.* 217, 222], acquainted their lordships that he had made same progress in the proposals he had to offer in order to the preparing a Bill for the incouraging the importation of naval stores, and would present them to their lordships on Tuesday next.

Plantations General. *Naval stores. Bridger.*

Ordered that a letter be writ to Mr. Lowndes to desire him to move the Lord Treasurer that the Board may be informed what the bounty mony upon the exportation of corn has amounted to in any one year since her Majesty's accession to the throne.

Trade. *Letter to Mr. Lowndes for account of bounty mony on exportation of corn.*

Captain Lloyd [*fo.* 212, 227, 283] presented to their lordships his answer to the complaints against him, with 14 papers therein refer'd to; and thereupon ordered that an abstract be made of the said complaints and answers. Captain Lloyd taking notice of the badness of the provisions, especially of the bisquet, sent this year to Newfoundland, he was desired to draw up a state of the matter in writing and present to it their lordships, which he promised to do accordingly.

Newfoundland. *Captain Lloyd's answer to complaints*

Mr. Berwick attending [*fo.* 215, 227] was acquainted with the letter from the Board of Ordnance and the accounts of the stores of war sent by Sir William Matthew to the Leeward Islands (mentioned in the minutes of the 20th instant), and a copy of the said account ordered to be given him.

Leeward Islands. *Copy of account of stores of war, &c., given to Berwick.*

Mr. Penn attending, acquainted their lordships that he was desirous to enter into a treaty [*H. fo.* 170] [*fo.* 223] for the surrendering of the government of Pennsylvania to her Majesty, and that in order thereunto he was willing to depart from what he had formerly demanded, viz. the nominating three persons to her Majesty of which her Majesty was to choose one to be Governour. Whereupon he was desired to draw up his proposals in writing, which he promised to do accordingly.

Pennsylvania. *Mr. Penn about a surrender of his government of Pennsylvania, &c.*

1704–5.

January 2, 170$\frac{4}{5}$. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

The copy of a letter from Mr. Robinson, her Majesty's Envoy in Sweden, to Mr. Secretary Hedges, dated 4th August, 1703, *n.s.*, relating to the difficulty in getting pitch and tar from thence, was communicated to the Board and read.

Trade. *Letter from Mr. Robinson at Sweden, about pitch and tar.*

Mr. Bridger [*fo.* 220, 224] presented to their lordships the draught of a Bill for the incourageing of the importation of naval stores from the plantations, which was read, and some progress made in the consideration of that matter.

Plantations General. *Draught of a Bill for importing naval stores.*

A letter from Mr. Penn, containing new proposals for a surrender of his government of Pennsylvania to her Majesty [*fo.* 221, *v. infra*], was read; and their lordships resolved to take the same into consideration at the first opportunity.

Pennsylvania. *Letter from Mr. Penn with new proposals for surrendering his government.*

January 3. Present :—Lord Dartmouth, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

1704–5.

New Yorke. *Memorial from Mr. Livingston about his suspension from the place of Secretary for Indian affaires.* *Representation to be prepared thereupon.*

Mr. Livingston presented to the Board a memorial relating to his suspension from his place of Secretary of the Indian affaires at New Yorke, as directed the 20th of the last month [*fo.* 215, 225], which was read; and directions were given for preparing a representation to Her Majesty thereupon [*fo.* 226].

Pennsylvania. *Letter from Mr. Penn about surrender of his government.* *Representation to be prepared.*

A letter from Mr. Penn in further explanation of his additional proposals [*v. supra, fol.* 230] mentioned in yesterday's minutes relating to the surrendering of his government to her Majesty's, being read; their lordships gave directions for preparing a representation thereupon.

Plantations General. *Draught of a Bill to incourage importation of naval stores.*

Their lordships entred into the further consideration of the draught of a Bill for the incouragement of the importation of naval stores from the plantations [*fo.* 222, 225], and made some progress therein.

January 4. Present:—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

New England. *Letter from Mr. Lowndes with Taylor's petition relating to a duty on his ships.*

A letter from Mr. Lowndes of the 2nd instant signifying my Lord Treasurer's desire to have the opinion of this Board upon a petition of Mr. John Taylor relating to a duty demanded by the government of New England upon his ships, though built in that country, for transporting of masts to England, was read; and an answer thereunto immediatly drawn up and sent; and ordered that, in the next letter to be writ to Colonel Dudley, a copy of the said petition be sent to him, and that he be directed to transmit to their lordships an authentic copy of the Act whereby the foresaid duties are laid.

Plantations General. *Naval stores.*

The draught of a Bill [*fo.* 224 *et infra*] for incouraging the importation of naval stores from the plantations, was agreed and ordered to be transcribed.

January 5. Present:—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

Plantations General. *Letter to Mr. Secretary Hedges with Bill about naval stores.*

A letter to Mr. Secretary Hedges, in answer to his of the 18th of the last month inclosing the draught of a Bill [*v. supra, fo.* 325] *for the effectual incouraging the importation of naval stores from her Majesty's plantations in America*, was signed.

New Yorke. *Mr. Livingston at the Board about his petition.*

Mr. Livingston attending [*fo.* 223, 226], and desiring their lordships report upon his petition refer'd to their lordships by her Majesty's Order in Councill of the 14th of the last month; he was told their lordships would take that matter into their consideration the first opportunity.

January 9. Present:—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

New Yorke. *Draught of representation on Livingston's petition.*

The draught of a representation [*fo.* 223, 229] upon the Order of Councill of the 4th of the last month, upon Mr. Livingston's petition, was agreed and ordered to be transcribed.

1704–5.

A letter from Mr. Secretary Hedges of the 5th instant, refering to the consideration of this Board several papers relating to Placentia, and to the company of soldiers at St. John's in Newfoundland, was read; and directions given for preparing an answer thereunto [*fo.* 232].

Newfoundland. *Letter from Mr. Secretary Hedges with papers about Placentia and soldiers.*

A letter from Mr. Jackson, minister of Newfoundland, with the following papers therein inclosed, were laid before the Board, viz. :—

Letter from Mr. Jackson with papers of complaints against Captain Lloyd.

Declaration of the chief inhabitants of St. John's Harbour, setting forth the behaviour and practices of Captain Lloyd, whilst commander of the garrison in Newfoundland.

Copy of the petition of the commanders of ships and inhabitants of Newfoundland to Commodore Bridge, praying his care in preventing the desertion of the soldiers there.

Certificate of the commanders of ships and of the inhabitants in favour of Mr. Jackson, minister there.

Certificate of the soldiers at Newfoundland in favour of Mr. Jackson, the minister there.

Ordered that Captain Lloyd and Commodore Bridge [*fo.* 221, 232] be sent for to attend the Board on Thursday next.

Letter to Captain Lloyd and Commodore Bridge to attend.

Mr. Berwick [*fo.* 221] presented to their lordships an extract of a letter from Sir William Matthew to himself, dated the 28th September last, relating to stores of war wanting in the Leeward Islands, which was read, and directions given for preparing a representation thereupon [*fo.* 229].

Leeward Islands. *Stores of war wanting.*

Four letters from Mr. Jeronomy Clifford [*fo.* 129], dated the 13th and 20th November, the —— and 19th instant, together with a book containing an account, as stated by him, of the damages done him by the Dutch governour and Councill of Surinam, were laid before the Board, and directions given for writing a letter to the merchants [*fo.* 228] to whom his accounts are refer'd for their report in that matter.

Miscellanies. *Letters from Mr. Clifford about his accounts.*

An Order of Council of the 30th upon a representation of the 7th of November last [*fo.* 154, 229] relating to stores of war for New England, directing the Board to prepare a letter for her Majesty's signature to the Governour of New England, as proposed in the said representation, was read; and thereupon ordered that the draught of a letter be prepared accordingly [*fo.* 229].

New England. *Order of Council on representation about stores of war, directing a letter to be drawn for the Queen's signature.*

Mr. Blathwayt communicated to the Board an extract of a letter from Captain Wenham, dated at New Yorke the 2nd of November last, relating to the proclamation for settling the rate of foreign coin in the plantations.

New York. *Extract of a letter about coine.*

January 10. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

Mr. Prior communicated to the Board a paper delivered to him by Mr. William Cary, relating to the trade and fishery of Newfoundland.

Newfoundland. *Trade and fishery.*

A letter to Mr. Samuel Shepherd [*fo.* 227], Mr. John Gardner, and Mr. Jacob Oosterland, desiring them to dispatch the examination of Mr. Clifford's accounts, was signed and ordered to be sent in a letter from the secretary to Mr. Clifford to deliver as he shall see cause [*fo.* 250].

Miscellanies. *Letter to Mr. Clifford about his accounts.*

1704–5.

Leeward Islands. *Stores of war. Representation.*

A representation [*fo.* 227, 249] upon Sir William Matthew's late letter relating to the want of cannon &c. in the Leeward Islands, was signed.

New England. *Draught of letter for her Majesty's signature to the Governour about Pemaquid and salary.*

The draught of a letter [*fo.* 96, 228, 231] for her Majesty's signature to Colonel Dudley relating to the re-building of Pemaquid fort, the contributing towards the charge of the fort at Piscataway and the settling a salary on the Governour and Lieutenant Governour of the Massachusets Bay for the time being, pursuant to her Majesty's order of the 30th of November last; [*fo.* 227], as also a representation [*fo.* 231] for laying the same before her Majesty, were agreed and ordered to be transcribed.

New York. *Representation on Livingston's petition.*

A representation [*fo.* 226, 248] upon Mr. Livingston's petition relating to his place of Secretary for the Indian affaires at New Yorke, was signed.

St. Christopher's. *Order of Council on two Acts.*

Copy of an Order of Councill of the 14th of December last, upon a representation [*fo.* 207] of the same date relating to two Acts past at St. Christophers the 23rd of September last, approving the same, was read.

Pennsylvania. *Draught of a letter to Mr. Secretary Hedges about Mr. Penn's proposal to surrender his government.*

Letter to Mr. Penn with queries.

The draught of a letter to Mr. Secretary Hedges upon Mr. Penn's proposal [*fo.* 223] for surrendering his right of government of Pennsylvania and his claim to the government of the three lower counties to her Majesty, was read; and thereupon ordered that the following queries be sent to Mr. Penn for his answer in writing on Fryday morning next, viz. :—

Q. What is meant by *Seignory and proprietary priviledges?* A full and distinct account is desired what those priviledges are and how far they are understood to extend.

Q. Who is to be understood by the word *successors* that are to be exempted from publick offices and taxes?

Q. Whether by *intire liberty of conscience* anything else is meant than such a toleration as is allow'd by the Act of Parliament past here?

Q. What is meant by *the people called Quakers being continued as capable and eligible to any civil imployments?* What are those imployments? Is it intended such people shall be admitted to imployments without taking the oath directed by the law of England or the affirmation allowed to Quakers? And will such people allow such persons as in England would be obliged and are willing to take an oath in any publick proceedings, to doe the same?

January 11. Present :—Lord Bishop of London, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

New England. *Representation with draught of letter, &c., about Pemaquid.*

A representation [*fo.* 229, 248] with the draught of a letter for her Majesty's signature to Colonel Dudley relating to the rebuilding the fort at Pemaquid &c. as agreed in yesterday's minutes, was signed.

Bermuda. *Further petition from Mr. Baron relating to his services.*

Mr. Baron, late minister in Bermuda [*fo.* 213] presented to their lordships a further petition relating to what is due to him for having officiated one year and nine months at the church of St. Georges; whereupon he was told their lordships would take that matter into consideration at the first opportunity.

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Captain Lloyd, Commadore Bridge with Captain Richards [*fo.* 227] attending, presented to their lordships two letters relating to the behaviour of Mr. Jackson [*fo.* 264], minister at Newfoundland. Then their lordships agreed the draught of a letter to Mr. Secretary Hedges [*fo.* 226 *et infra*] in answer to his of the 5th instant relating to Newfoundland, and ordered it to be transcribed.

Newfoundland. *Commodore Bridge, Captain Richards, Captain Lloyd, about Mr. Jackson, the minister there.*

January 12. Present:—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

The extract of a letter from Mr. Roop, dated in Newfoundland the 27th of October last, relating to Placentia, was communicated to the Board by Mr. Blathwayt.

Newfoundland. *Extract of a letter relating to Placentia.*

A letter to Mr. Secretary Hedges [*v. supra*] in answer to his of the 5th instant, relating to Newfoundland, inclosing to him copies of the examinations of several spies sent to Placentia and of deserters from thence, as also a copy of the foregoing extract, was signed.

Letter to Mr. Secretary Hedges with several papers about Placentia.

Mr. Penn presented to the Board his answer to the queries [*fo.* 230, 318] mentioned in the minutes of the 10th instant, which was read; and some difficulties arising upon the first article, he promised to bring a further explanation thereof. And as to the second, wherein he says by *successors* he means his children and posterity, yet he agreed it should be understood only of the males. He further promised to present to their lordships some general proposals which he thought would tend very much to the good of the plantations on the continent of America.

Pennsylvania. *Mr. Penn's answer to queries.*

January 16. Present:—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A representation upon the petition of the Canary merchants [*fo.* 200, 234] complaining of Mr. Raworth &c. for not allowing them sufficient tonnage in the two transport ships sent to fetch off the effects of her Majesty's subjects at the Canaries, was agreed and ordered to be transcribed.

Trade. *Representation on the petition of Canary merchants.*

A box containing several letters from the Lord Cornbury, and now received from Mr. Mercer, was laid before the Board.

New York. *Letters from the Governor.*

January 18. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A representation upon the petition of the Canary merchants [*fo.* 233, 242, 365], mentioned in yesterday's minutes, was signed.

Trade. *Representation on Canary merchants' petition.*

An Order of Councill of the 11th instant, requiring this Board to prepare the draught of an instruction to the several Governours in America requiring them to send to the Board of Ordnance accounts every six months of the state of the several ordnance stores within their respective governments, was read; and thereupon ordered that an instruction [*fo.* 247] be prepared accordingly.

Plantations General. *Order of Council relating to an instruction for the Governors to send to Board of Ordnance, an account of stores &c.*

January 19. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt. Mr. Pollexfen.

A letter from Mr. John Evans, Deputy Governour of Pennsylvania, to the Board, dated the 10th October last, inclosing two proclamations relating to the settlement of the militia, was read.

Pennsylvania. *Letter from Mr. Evans.*

1704–5.
Maryland.
Letter from Colonel Quary with the following papers.

A letter from Colonel Quary to the Board, dated in Maryland, the 15th October last, was read; and the following papers therein refer'd to were laid before the Board, viz. :—

Copy of a proclamation by the Deputy Governour of Pennsylvania, requiring all persons in that government (Quakers excepted) to arm and inlist themselves in the militia.

Letter from Mr. Rolph to Colonel Quary about Mr. Penn's being presented for an assault on the constable and watch.

Copy of two addresses from the Quakers to her Majesty relating to qualification by an affirmation to become general to all her Majesty's subjects in that province.

Copy of an address from the Assembly of Pennsylvania to the Deputy Governour relating to the three lower counties.

Mr. John Evans's letter to Colonel Quary, dated the 2nd September 1704.

Copy of Colonel Quary's letter to Mr. John Evans, Deputy Governour of Pennsylvania, in answer to his of the 2nd September, 1704, relating to the Queen's order about courts.

Copy of an answer from the representatives of the province of Pennsylvania to the representatives of the three lower counties.

Copy of the condescension made by the representatives of the three lower counties to the Assembly of Pennsylvania.

Copies of two speeches of Mr. John Evans, Deputy Governour of Pennsylvania, to the Assembly there.

Copy of an address from the Assembly of Pennsylvania to Mr. John Evans, Deputy Governour, also copy of a clause proposed which imposes the Quakers test on all her Majesty's subjects there.

Copy of a proclamation issued by Mr. John Evans, Deputy Governour of Pennsylvania, the 23rd September, 1704, making void the proceedings of a court held there.

Copy of the Assembly of Pennsylvania's address to the Deputy Governour, relating to their refusing the quota expected from them.

Extract of some Councill proceedings in relation to a prize brought in and condemned in Maryland.

Extract of the foregoing letter sent to Mr. Lowndes.

And thereupon ordered that copy of paragraph M of the foresaid letter, relating to the prize taken in Maryland, and copy of the Council proceedings thereupon, be sent to Mr. Lowndes, to be laid before the Lord Treasurer.

January 23. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

New England.
Letters from Colonel Dudley.

Several letters and papers from Colonel Dudley, being lately received, were laid before the Board, the list whereof is as follows, viz. :—

Letter from Colonel Dudley to the Board, relating to the state of the Massachusets Bay, dated the 13th July, 1704.

Letter from Colonel Dudley to the Board, dated at Boston, October 10th, 1704.

Papers of publick proceedings.

Minutes of Councill from 27th July, 1704, to 22nd of September following.

An Act for the better inabling the inhabitants to pursue the enemy in the winter season, past 23rd August, 1704,

1704-5.

A Bill for regulating the measure of boards, joices and planks, 23rd August, 1704.

Minutes of Councill in Assembly from the 9th to the 30th August, 1704.

Letter from Colonel Dudley to the Secretary, dated the 17th October 1704, relating to a petition presented to him by several merchants &c. about their ships being taken into Martinique.

Copy of a petition of several merchants &c. of Boston to Colonel Dudley, relating to their ships being taken into Martinique.

Letter from Mr. Addington to the Secretary, dated at Boston, October the 7th, 1704.

List of fines and forfeitures in New England and New Hampshire for seven years.

List of causes tryed in the several courts of judicature in the Massachusets Bay.

Minutes of Councill from 28th October, 1703, to the 29th February following.

An Act for making and emitting of a further summe of bills of credit upon a fund granted for the same, past 26th May, 1703.

Several Acts past at Boston the 22nd of October, 1703.

Several Acts past at Boston the 22nd December, 1703.

An Act against counterfeiting the bills of credit on this province, past 31st of May, 1704.

Several Acts past at Boston October the 5th, 1704.

Minutes of Council in Assembly from October the 27th, 1703, to the 2nd December following.

Letter to Mr. Secretary Hedges relating to New England ships taken and carry'd to Martinique.

Whereupon their lordships signed a letter to Mr. Secretary Hedges, inclosing to him a copy of the foresaid petition of the merchants of Boston mentioned in Colonel Dudley's foregoing letter of the 17th of October, relating to their ships taken and carryed to Martinico &c.

Newfoundland.
State thereof, &c.

Petition against sub-commissioner for prizes there.

Sent to Mr. Lowndes.

A letter from Mr. Merret, inclosing to their lordships a letter from Mr. Roop of the 8th of October last, giving an account of the present state of Newfoundland, as also a petition of several traders to Newfoundland against Mr. Campbell, sub-commissioner of the prizes there, were read; and thereupon ordered that a copy of the said petition be sent to Mr. Lowndes, to be laid before my Lord Treasurer.

Memorial about convoys for next year.

Representation to be prepared thereupon.

Mr. Merret attending, presented to their lordships a memorial relating to convoys for the next year's trade to Newfoundland, which was read; and thereupon ordered that a representation [*fo.* 244] be prepared for laying the same before her Majesty.

Captain Lloyd's memorial of his expenses for the use of the soldiers.

A memorial from Captain Lloyd relating to his expences in purchasing provisions &c. for the soldiers at Newfoundland, was read; and thereupon ordered that when Captain Lloyd calls next at the Office he be desired to produce the accounts of his said disbursements [*fo.* 283].

Maryland. Virginia.
Address of the Assembly of Maryland to the Queen about raising men for assistance of New Yorke.

Colonel Blakiston and Mr. Perry attending, communicated to their lordships an address from the Governour and Councill of Maryland to her Majesty, relating to the raising of men in Virginia and Maryland for the service of New Yorke, which was read; whereupon they were advised to lay the said address before her Majesty by one of her Principal Secretaries of State.

1704–5.

Barbados.
Agents desire to peruse the minutes of Councill and Assembly, &c.

Sir John Stanley, Colonel Cleland and Mr. Holder [*fo.* 219, 261] agents for Barbados, attending, presented to their lordships a memorial praying that, in order to the justification of Sir Beville Granville's proceedings against the complaints of five of the Assembly of that island, they may be permitted to peruse the minutes of the Councill and Assembly since Sir Beville Granville's government.

Granted.

Whereupon ordered that they may peruse the same in the presence of one of the clerks of the office, and take such extracts thereof as they shall find necessary.

Colonel Cleland's account of the heats and animosities in Barbados.

Colonel Cleland [*fo.* 203] presented to their lordships an account of the heats and animosities that have lately been in the island of Barbados.

Order of Council on the petition of Mr. Lee forcibly brought from Barbados.

An Order of Councill of the 11th instant refering to this Board the petition of the agents of Barbados, complaining that one Mr. Francis Lee [*fo.* 246], a sollicitor and ensign of the militia there, was forcibly brought from that island by Captain St. Loe, commander of her Majesty's ship the *Dolphin*, was read.

Trade.
Order of Council on representation relating to the Canary merchants, &c.

An Order of Councill of the 18th instant, upon a representation of the same date [*fo.* 234], relating to the Canary merchants' petition, directing the parties concerned, as also this Board to attend the Councill [*fo.* 248] with such papers as are lodged in this office, the

The Board, &c., to attend the Council thereupon.

next Councill day, was read; and thereupon ordered that the said papers be got in a readiness.

January 24. Present:—Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen.

Newfoundland.
Letter to Mr. Burchet about Captain Bridge's answer to queries.

Ordered that a letter be writ to Mr. Burchet to desire him to move his royal highness the Lord High Admiral's Council that Captain Bridge may have directions to give their lordships an answer to the queries given him on the 19th December last [*fo.* 211, 247] relating to the state of Newfoundland, and particularly an account of his suspension of Captain Lloyd.

Jamaica.
Letter from Board of Ordnance about recalling several artificers.

A letter from the Board of Ordnance of the 23rd instant, relating to the recalling from Jamaica some artificers now there, was read; and directions given for preparing an answer thereunto [*fo.* 244].

January 25. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

New England.
Address of the Assembly, &c., about stores of war.

Mr. Nathanael Cary attending, presented to their lordships the copy of an address and memorial to her Majesty from the Councill and Assembly of the Massachusets Bay, relating to stores of war &c. [*fo.* 128, 245], the originals whereof are mentioned in the minutes of the 3rd of October last to have been thrown overboard when the said Cary was carryed prisoner into France, which were read.

Jamaica.
Letter to Board of Ordnance about recalling some artificers.

A letter to the Board of Ordnance, in answer to theirs relating to the recalling of some artificers from Jamaica [*fo.* 243], as directed in yesterday's minutes, was signed.

Newfoundland.
Representation on the merchants' memorial.

A representation upon the Newfoundland merchants' memorial [*fo.* 241] as directed in the minutes of the 23rd instant, as

Sent to Mr. Secretary Hedges.

also a letter inclosing the same to Mr. Secretary Hedges, were signed.

1704–5.

January 26. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

Massachusets. *Letter from Mr. Secretary Hedges about address, &c. of Council and Assembly.*

A letter from Mr. Secretary Hedges [*fo.* 244] of yesterday's date, refering to the consideration of this Board an address and memorial of her Majesty from the Councill and Assembly of the Massachusets Bay (the copies whereof were presented to the Board yesterday by Mr. Cary) relating to stores of war, was read ; and an answer thereunto inclosing to Mr. Secretary the representation of this Board of the 7th of November last, was signed.

Virginia. *Ludwell, Blair and Fouace about the Governor's behaviour.*

Colonel Ludwell, Mr. Blair and Mr. Fouace [*fo.* 95] presented to their lordships an abstract of several letters they had lately received from Virginia, giving an account of Colonel Nicholson's behaviour there, as also the copy of an indictment prefer'd against Mr. Monroe for words spoken by him against Colonel Nicholson, refer'd to in the foresaid abstract, which were read.

Barbados. *Mr. Lee's affidavit about his being carryed off the island.*

Mr. Lee [*fo.* 242, 267] mentioned in the petition of the agents of Barbados to have been forcibly brought off that island by Captain St. Loe, commander of her Majesty's ship the *Dolphin*, attending, presented to their lordships his affidavit setting forth the manner of his being carryed off the island and what further happen'd till his arrival in England, which was read ; and Mr. Holder, who attended at the same time, communicated to their lordships a letter to himself and Mr. John Bromley, giving a further account of this matter, which was also read, and a copy thereof ordered to be taken. And further ordered that a letter be writ to Mr. Burchet [*fo.* 260] inclosing to him a copy of her Majesty's Order in Councill of the 11th instant upon the foresaid petition of the Barbados agents, and desiring him to move his royal highness the Lord High Admiral's Councill that Captain St. Loe and his Lieutenant Nicholas Wanley may be directed to attend their lordships as soon as may be, in order to their report to her Majesty upon that matter.

Letter to Mr. Holder, &c., relating to Mr. Lee.

To be copyed.

Letter to Mr. Burchet, with Order of Council on petition of the agents.

Captain St. Loe and his lieutenant to attend.

January 29. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

Newfoundland. *Answer of the commadore to queries.*

An answer from Captain Bridge [*fo.* 243], late commadore of the Newfoundland convoy, to the queries delivered him the 19th of December last, relating to the state of Newfoundland, was read.

Plantations General. *Draught of instructions about account of stores of war.*

The draught of an instruction [*fo.* 234, 248] to the several governours in America for transmitting half yearly accounts of stores of war in their respective governments, as directed in the minutes of the 18th instant, was agreed and ordered to be transcribed.

January 31. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

Connecticut. Rhode Island. *The hearing of the agents further put off.*

A letter from Mr. Provey, signifying that the hearing of the Connecticut and Rhode Island agents before her Majesty in Councill was put off to Thursday, the 8th of the next month [*fo.* 209, 264], as also that this Board's attendance on the Councill [*fo.* 242] in relation to the Canary merchants will not be expected, but that the papers before their lordships relating to that matter be sent

Trade. *Canary merchants.*

1704–5.

to Mr. Secretary Hedges, was read; and thereupon ordered that the said papers be sent to Mr. Secretary accordingly [*fo.* 253].

Plantations General. *Draught of circular letter, &c., about sending home account of stores of war.*

A letter to Mr. Secretary Hedges, inclosing the draught of a circular letter [*fo.* 247] for her Majesty's signature to the several Governours in America, relating to their transmitting half-yearly accounts of the stores of war in their respective governments, was signed.

New Yorke. *Copy of an Order of Council for restoring Mr. Livingston to his place of secretary.*

Copy of an Order of Councill of the 11th, upon a representation of the 10th instant [*fo.* 229], relating to Mr. Livingston's being restored to his place of secretary of the Indian affairs at New Yorke, approving the same, was read.

Massachusets. *Copy of an Order of Councill on representation about Pemaquid and Governor's salary.*

Copy of an Order of Councill of the 11th instant, upon a representation of the same date [*fo.* 231], with a letter for her Majesty's signature to Colonel Dudley, Governor of the Massachusets Bay, relating to the building of Pemaquid [K. *fo.* 178] and settling a salary upon the Governour for the time being, approving the same, was read.

Leeward Islands. *An Order of Council on representation about want of cannon.*

An Order of Council of the 11th, upon a representation of the 10th instant [*fo.* 229] relating to the want of cannon &c. for the Leeward Islands, refering the same to the Lord High Treasurer, was read.

Barbados. *Copy of an Order of Council on representation for Chilton's return to England, &c.*

Copy of an Order of Councill of the 14th, upon a representation of the 13th of December last [*fo.* 206] relating to Mr. Chilton, Attorney General of Barbados's desire to be absent from that island for the recovery of his health, approving the same, was read.

New England. *Letters from the Governor.*

The letters from Colonel Dudley of the 13th July, 10th and 17th of October, as also one of the 7th October from Mr. Addington to the secretary, inclosing several papers of publick proceedings, the list whereof is mentioned in the minutes of the 23rd instant, were read; and thereupon ordered that copy of paragraph F in the letter of the 13th July, relating to the sending of missionaries among the Indians, be sent to the Bishop of London, and that paragraphs I and K, relating to pirates tryed and condemned in New England, as also praragraphs L and Bb, relating to Captain Larimore and Lieutenant Wells, accessories to the said pirates, be sent to Mr. Secretary Hedges [*fo.* 256] for her Majesty's pleasure thereupon.

Extract about missionaries sent to Bishop of London.

Extract about pirates sent to Mr. Secretary Hedges.

February 1. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Miscellanies. *Two letters from Mr. Clifford complaining of delays in his accounts.*

Two letters from Mr. Clifford [*fo.* 228], of the 17th and 26th of the last month, were read; and thereupon ordered that a letter be prepared to Mr. Shepherd, Mr. Gardner and Mr. Oosterland [*fo.* 256], signifying that, if they do not intend to make a speedy report on Mr. Clifford's accounts refer'd to them, they return the said accounts to this office.

Letter to the merchants, &c. thereon.

New Yorke. *Letter from the Lord Cornbury about his having made Mr. Mompesson chief justice.*

A letter from the Lord Cornbury of the 6th of November last, signifying the death of Dr. Bridges, late Chief Justice of New Yorke, and his having put Mr. Mompesson into that place, and praying her Majesty's approbation thereof, was read; whereupon ordered that, in the next representation relating to New Yorke, that matter be laid before her Majesty.

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Letter from Lord Cornbury about state of New Yorke.

Another letter from the Lord Cornbury of the same date, relating to the state of New Yorke, was read; and the papers therein refer'd to laid before the Board, the list whereof is as follows viz. :—

Publick papers.

Account of the disposal of the publick money from the 9th June, 1702, to the 31st July, 1703.

Certificate of the officers of the soldiers at New Yorke, relating to their having duely received their subsistence since the Lord Cornbury's arrival there.

The Clerk of the Council's certificate of the Lord Cornbury's having sworn the Councill named in his instructions. Colonel Romer was then absent, but since sworn, and has not from that time sat in Council.

The Attorney General of New Yorke's opinion relating to some Canary wines imported from the Maderas by Captain Davison, 29th March, 1704.

Copy of Mr. Weaver's certificate of his having accounted with the Deputy Auditor for fees due to Mr. Blathwayt.

Copy of Mr. Weaver's note drawn upon Doctor Staats for the payment of 100*l.* to Mr. Depeyster, Deputy Auditor, for ballancing Mr. Blathwayt's accounts.

Copy of the Deputy Auditor's account with Mr. Blathwayt from 25th November, 1700, to 25th March, 1703.

Bill for the defence of the frontiers, past in the Assembly the 25th October, 1704.

Copy of a report of a committee of the Councill of New Yorke upon the Bill intituled an Act for defence of the frontiers.

Copy of the amendments made by the Councill of New Yorke to the Bill for defence of the frontiers.

Copy of a message from the General Assembly in answer to the amendments made by the Councill to the Bill intituled an Act for defence of the frontiers.

Journal of the General Assembly of New Yorke from the 11th of April, 1704, to the 27th of June following.

Mr. Bulkley's book intituled, *Will and Doom*, relating to greivances and irreg[u]larities in the province of Connecticut.

Docquets of the proceedings in the Supream Court at New Yorke in the months of June, September and October, 1704.

Account of her Majesty's revenue in New Yorke from 25th March, 1703, to the 31st July following, under the management of Mr. Caleb Heathcote, Thomas Wenham and Peter Faulconier.

Account of her Majesty's revenue at New Yorke from 29th September, 1703, to the 29th September, 1704.

Representation to be prepared on the foregoing letter.

And thereupon ordered that paragraphs K, L and M of the foresaid letter relating to stores of war, to presents for the Indians, and to a guard ship for New Yorke, to be represented to her Majesty.

February 2. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Trade.

Papers relating to the Canary merchants delivered to Mr. Ellis.

The Secretary acquainted the Board that he had delivered to Mr. Ellis all the papers in this office relating to the complaints of the Canary merchants, as directed in the minutes of the 31st of the last month [*fo.* 248, 366]; the list whereof is as follows, viz. :—

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List of the said papers.

Reference from Mr. Secretary Harley upon the petition of several merchants trading to the Canary Islands, relating to hardships they received there, to which is annexed, the protests of the merchants against Mr. Polden, the consul's declaration and her Majesty's grant. [*Trade, Bundle* F, *No.* 40.]

Mr. Raworth and Mr. Taylor's answer to the petition of the Canary merchants. [*Ibid.*, 41.]

Mr. Swan and other Canary merchants' reply to Mr. Raworth and Taylor's answer to their complaints. [*Ibid.*, 42.]

Mr. Raworth &c., rejoynder to the Canary merchants' reply sent 'em 3rd instant. [*Ibid.*, 43.]

The Canary merchants' answer to Mr. Raworth's rejoynder. [*Ibid.*, 44.]

Declaration of Baptista Cotta, master of a Genoese ship freighted at Lisbon for Teneriffe in December with wheat, pease &c., setting forth that he had received a bill of exchange upon Raworth &c. [*Ibid.*, 46.]

Eleven affidavits made by the petitioners against Raworth &c., in which they set forth the damages they have sustained by being deny'd tonnage in the *Resolution* and *Mary*. The said Raworth and partners having reserved the same for themselves. [*Ibid.*, 47.]

Copy of the petition of Mr. Raworth and partners, upon which her Majesty's licence of November, 1703, was granted. [*Ibid.*, 50.]

Copy of a paper by which Mr. Raworth and partners ingaged not to carry any goods to the Canaries, nor bring any from thence but what were truly their own at that time, dated 21st October, 1703. [*Ibid.*, 51.]

Copy of the account of the quantity of all the wines laden on board the ships *Resolution* and *Mary*, as well upon account of Mr. Raworth &c. as others. [*Ibid.*, 52.]

A translate of protest made by the publick notary that they had 241 pipes of Canary remaining there the 2nd June, 1704. [*Ibid.*, 53.]

Further memorial from the Canary merchants, containing instances of Mr. Raworth's having sent effects to the Canaries since the declaration of war ; as also eleven affidavits to show what wines they had already to ship off from the Canaries had Mr. Raworth allowed the tonnage. [*Ibid.*, 55.]

Memorial from Mr. Raworth, containing an abstract of the papers formerly delivered ; as also an affidavit of Mr. Fox relating to the quantity of wines belonging to Mr. Raworth &c. [*Ibid.*, 65.]

New England.
Captain Cary, about Captain Larimore and his lieutenant brought over as accessories to pirates.

Captain Cary attending, and being asked what was become of Captain Larimore and Lieutenant Wells [*fo.* 264], sent over under his care from New England, as acessories to pirates, he acquainted their lordships that they were taken and carryed into France with him, that they had been seen in England since, and that he has heard they are gone away, but he knew not whither, and that he had given this account to Mr. Secretary Hedges.

Miscellanies.
Letter to Mr. Shepherd, &c., for their despatch of Mr. Clifford's accounts in one to Mr. Clifford.

A letter to Mr. Shepherd, Mr. Gardner and Mr. Oosterland [*fo.* 250, 271], as directed in yesterday's minutes, was signed and sent in a letter from the Secretary to Mr. Clifford.

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A letter to Mr. Secretary Hedges, inclosing to him copies of paragraphs I, K, L and Bb, in Colonel Dudley's letter of 13th July last [*fo.* 249, 352], as directed in the minutes the 31st of the last month, was signed.

Massachusets. *Extracts of letters from the Governor sent to Mr. Secretary Hedges.*

A memorial from Mr. Jennings praying for some further consideration of his expences [*fo.* 187] in attending the service of the government of Virginia here in England, was read; and thereupon ordered that a letter be writ to Colonel Nicholson, recommending to him the giving such further incouragement on account of Colonel Jennings's services, as opportunity shall offer.

Virginia. *Memorial from Mr. Jennings praying a further consideration of his services, &c.*

Letter to be writ to Colonel Nicholson thereon.

A letter from the Lord Cornbury [*fo.* 353] of the 14th January, 170$\frac{3}{4}$, relating to his government of New Jersey, was read; and the papers therein refer'd to, laid before the Board, and are as follows :—

New Jersey. *Letter from the Governour.*

A Bill for the settling and confirming the estates of all proprietors and purchasers of land within this province of New Jersey, past by the Assembly 24th November, 1703.

Papers therein refer'd to.

Bill for regulating the purchasing of land from the Indians.

Journal of the House of Burgesses from the 10th November [to] the 13th December, 1703.

Letter from the Lord Cornbury to the Board, dated the 4th November, 1704.

New York. *Letter from the Governour.*

Journal of the Assembly from the 1st to the 28th September, 1704.

Another letter from the Lord Cornbury [*fo.* 353] of the 4th November last inclosing the journal of the Assembly of New Jersey, from the 1st to the 28th of September last, was also read, and thereupon ordered that Mr. Dockmenique, Mr. Dockwray and Mr. Cox [*fo.* 261, 265] be informed that the Board have several papers relating to New Jersey to communicate to them, when they will call here.

New Jersey. *Letter from the Lord Cornbury.*

Letters to Mr. Docminique Dockwra and Cox thereon.

February 5. Present :—Lord Dartmouth, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A letter from Sir Beville Granville of the 18th of September, 1704, was read, and the papers therein refer'd to laid before the Board, the list whereof is as follows, viz. :—

Barbados. *Letter from Sir Beville Granville.*

Papers therein refer'd to.

Copy of Sir Beville Granville's order to Captain Martin, commander of the *Blackwall*, to return several men he had pressed out of the ship *Industry*, and the apprentice of Captain Robinson &c., dated the 9th September, 1704.

Captain Martin's answer to Sir Beville Granville's order of the 9th September, 1704, dated 11th ditto, relating to the men he press'd on board, refusing to deliver up the same.

Deposition of Captain Ackland, made the 13th September, 1704, relating to Captain Martin's pressing his men, and refusing to deliver them on the Governour's order.

Captain Thomas Robinson's deposition, taken before Alexander Skene, Esquire, the 13th of September, 1704, relating to Captain Martin's refusing to him an apprentice pressed out of his ship, by order of the said Martin.

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Deposition of Alexander Skene, Esquire, taken before the Honourable Colonel Robert Johnston the 18th September, 1704, relating to Captain Martin's refusing to set on shoar Mr. Maycock, Mr. Tyrrell and Mr. Curle, who were fled from justice.

Deposition of George Hay, Esquire, Deputy Provost Marshall, taken before the Honourable Colonel Robert Johnston the 18th September, 1704, relating to Captain Martin's refusing to obey the Governour's warrant for delivery of Mr. Maycock and Mr. Tyrrell on board his ship the *Blackwall*.

Minutes of Councill from the 27th June, 1704, to the 6th September following.

Minutes of Councill in Assembly of the 11th and 12th of September, 1704.

Extract of the said letter relating to Captain Martin to be sent Mr. Secretary Hedges, &c.

To Mr. Burchett.

And thereupon ordered that copies of paragraph D and E, relating to Captain Martin, commander of the *Blackwall*, and to English prisoners at Martinico, be sent to Mr. Secretary Hedges [*fo.* 266] to be laid before her Majesty, and copy of the said paragraph D to be sent to Mr. Burchet to be laid before his royal highness the Lord High Admiral's Councill.

Letter from Sir Bevil Granville.

Extract about Martin and French men of war sent to Mr. Secretary Hedges.

Another letter from Sir Beville Granville of the 29th September last, was read, and thereupon ordered that copies of paragraph A and D, relating to Captain Martin, and to the arrival of French men of war at Martinico, be sent to Mr. Secretary Hedges, and to Mr. Burchet as aforesaid.

Letter from Mr. Burchett about Captain St. Lo's attendance, &c.

A letter from Mr. Burchet [*fo.* 246] signifying that his royal highness had given directions to Captain St. Lo of the *Dolphin* and his lieutenant to attend this Board, was read.

Agents of Barbados summon'd.

Ordered that the Barbados agents have notice to attend the Board on Wednesday next.

February 7. Present :—Lord Dartmouth, Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

New Jersey.

Mr. Docminique and Mr. Richier about copies of papers sent from the Lord Cornbury.

Mr. Docminique and Mr. Richier [*fo.* 257] attending, they were acquainted that the Lord Cornbury had given the Board an account of the proceedings of the late Assemblies in New Jersey, relating to a Bill for settling the estates of the proprietors &c., and other matters, extracts whereof were ordered to be given them. And these gentlemen desiring that they may have a copy of the Lord Cornbury's instructions for New Jersey ; ordered that so much as relates to the proprietors be given them.

Barbados.

Sir John Stanley, Mr. Bridges, &c., about the Governor's justification.

Sir John Stanley, Mr. Bridges and the other Barbados agents attending [*fo.* 241, 262], acquainted their lordships that they were now ready to proceed in the justification of the Governour of that island, so soon as the gentlemen who complain against him shall have delivered to the Board the reference of their petition. They further acquainted their lordships that having received addresses from the Councill and Assembly of that island to her Majesty and the Lord High Admiral, complaining of the proceedings of Captain Martin, commander of her Majesty's ship the *Blackwall*, they had presented the same, and that the said addresses were refer'd to the examination of a Councill of war. Whereupon they were acquainted that it might be inconvenient to allow assemblies to

Complaints about Captain Martin, &c.

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make their immediate applications to the Queen, but that it ought to be to the Governour, who is to transmit the same to her Majesty, as there shall be occasion, and that the Board intended to write to Sir Beville Granville accordingly.

Mr. Attorney and Sollicitor's report about the absenting members of the Assembly.

Mr. Attorney and Mr. Sollicitor General's report [*fo.* 266], in answer to the letter writ them the 27th of October last [*fo.* 147] for their opinion how members of Assemblies, wilfully absenting themselves from the business of the said Assemblies, may be punished, was read; and thereupon ordered that a representation [*fo.* 280] be prepared for laying the said report before her Majesty on Thursday the 15th instant.

Order of Councill refering the petition of the absenting members of Assembly to this the (sic) *Board.*

Mr. Heysham, with several Barbadoes gentlemen [*fo.* 261, 265] attending, presented to their lordships an Order of Councill of the 11th of the last month refering to this Board the petition of John Lesley, Philip Kirton, Christopher Estwick, Enoch Gretton and Thomas Maxwell, members of the late Assembly of Barbadoes, complaining of Sir Beville Granville's proceedings there, was read.

The agents in behalf of the complainants to bring proofs.

Whereupon they were directed to bring to their lordships such proofs and affidavits as they intended to make use of at the hearing of this matter, in order to their being communicated to the agents of Barbados, who appear for the Governor, for their answer, which in like manner should be communicated to them.

They desire Captain St. Lo, &c., may be summond and obliged to take their oaths, &c.

And these gentlemen acquainting their lordships that Captain St. Lo, commander of the *Dolphin*, and his lieutenant, besides several other of their witnesses, would not appear without being summoned, nor would they then tell the whole truth without they were forced to take an oath, they were told that, as for Captain St. Loe and his lieutenant, they had already directions from my Lord High Admiral to attend this Board, and, for their other witnesses, they should be summoned so soon as they should give their names, and that, when they were here, their lordships would advise them to make affidavits of what they know in these matters before a master in chancery.

Board's answer.

February 8. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr Pollexfen, Mr. Prior.

Connecticut. Rhode Island. *Hearing of the agents put off.*

A letter from Mr. Povey of this day's date signifying that the hearing [*fo.* 247, 268] of the Rhode Island and Connecticut agents, which was to have been this evening before her Majesty in Councill, is put off to a further day, was read; and thereupon ordered that notice thereof be given to the parties concerned.

Massachusets. *Captain Cary's memorial about Larimore and Wells accessories to pirates*

Captain Cary [*fo.* 255] presented to their lordships a memorial giving an account of Captain Larimore and Lieutenant Wells, sent over from New England as accessories to pirates, as also a memorial upon the same from Francis Gahtman, who was sent over as an evidence against the said Larimore and Wells.

Memorial from Mr. Gahtman against them.

Newfoundland. *Letter to Bishop of London for recalling Mr. Jackson.*

Ordered that a letter be prepared to the Lord Bishop of London, to desire him that Mr. Jackson [*fo.* 232, 287], the minister at Newfoundland, be recalled.

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Barbados.
Petition of agents in behalf of the Governor.

Sir John Stanley, Sir Robert Davers [*fo.* 262, 266, 2 & (sic), *infra*] with several gentlemen concerned in the island of Barbados attending, presented to the Board a petition in behalf of Sir Beville Granville, Governor of that island, and acquainted their lordships that they were now ready to proceed in vindication of the Governor, and desired that a short day might be appointed for the hearing.

New Jersey.
Mr. Dockwra, &c., about copies of papers sent from Lord Cornbury.

Mr. Dockwra, Mr. Cox and Mr. Sonmans attending [*fo.* 257, 261, 270], they were acquainted with what the Lord Cornbury had writ in relation to the late Assemblies held in the Jerseys relating to the Bill for settling the estates of the proprietors, and that they might peruse the said Bill and take a copy thereof if they found it necessary.

Barbadoes.
Mr. Bernard for copies of the minutes relating to suspended counsellors.

Granted.

Mr. Bernard attending [*fo.* 269], and desiring to know of their lordships whether they had lately received any thing from Barbados in relation to the suspended counsellors, he was acquainted that they had received nothing new. Then he desiring to have copies of such papers in the office as may relate to the said counsellors; ordered that extracts of the minutes of Councill upon that subject be given him.

Barbados.
Mr. Ball, &c., desiring Mr. Attorney General's report about absenting members may be return'd for a reconsideration.

Extracts of the Governor's letters about Captain Martin, &c., sent to Mr. Secretary Hedges.

Mr. Ball, Mr. Kirton and several Barbadoes gentlemen attending, acquainted their lordships that they had been with Mr. Attorney General, who had told them that if their lordships would return him back his report [*fo.* 262, *and infra*] relating to absenting members, he would reconsider the same; whereupon they were acquainted that if he would write for it, it should be sent him.

A letter to Mr. Secretary Hedges, inclosing paragraphs D and E of Sir Beville Granville's letter of the 18th of September, and paragraphs A and D of that of the 29th of September last [*fo.* 260], as directed in the minutes of the 5th instant, was signed.

February 9. Present:—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados.
Letter from Mr. Attorney General desiring to review the report about absenting members of Assembly.

Answer.

A letter from Mr. Attorney General [*v. supra*], signifying that he has been informed that the matter of fact, as stated in his and Mr. Sollicitor General's report relating to the members absenting from the Assembly of Barbados, has been misrepresented, and that he is therefore content to review the said report and to alter the same as justice shall require, was read, whereupon an answer was returned that the case of the absenting members had not been misrepresented by their lordships to her Majesty, and that if he did desire the said report it should be returned him.

Petition of the agents of Barbados about Lee given to Mr. Cobb.

Mr. Cobb attending, and desiring a copy of the petition of the Barbados agents [*fo.* 246, 278] relating to Mr. Lee, brought away from that island by Captain St. Lo; ordered that it be given him accordingly. Then their lordships acquainted Mr. Cobb that they expected he should bring such affidavits as the gentlemen who complain against Sir Beville Granville intended to make use of at the hearing of that matter, in order to their being exchanged for such as shall be made in behalf of the governour.

New Yorke.
State of the forts and fortifications, &c.

Mr. Congreve, lately arrived from New Yorke, presented to their lordships a state of the forts and fortifications and of the arms and forces at New Yorke, which was read; whereupon he was

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directed to bring their lordships a particular of the armes and stores of war that were last sent to New Yorke [*fo.* 279].

Connecticut. Rhode Island. *Hearing of the agents appointed.*

A letter from Mr. Povey signifying that her Majesty had appointed Monday the 12th instant [*fo.* 264, 281] for hearing the Connecticut and Rhode Island agents, was read; and thereupon ordered that notice thereof be given to the parties concerned.

February 12. Present:—Mr. Cecill. Mr. Blathwayt, Mr. Prior.

Virginia. Maryland. *Letter from Mr. Wilcox about the* Indian Queen's *being taken by the French and packets from the Governors thrown overboard.*

A letter from Mr. Wilcocks inclosing a certificate from Mr. Richard Smith, late commander of the *Indian Queen*, signifying that in his return home from Virginia and Maryland he was taken by a French privateer, but that he had thrown most of the packets he had received from the Governors of Virginia and Maryland overboard, was read.

Plantations General. *Mr. Dummer's packet boat.*

A letter from Mr. Dummer giving an account of the sailing of the *Prince* packet boat to and from the West Indies, was read.

February 13. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados. *Bernard in behalf of the four suspended counsellors,*

Mr. Bernard attending [*fo.* 265, 274] in behalf of the four suspended counsellors of Barbados, and being asked whether he was ready to prove the several allegations against Sir Beville Granville in the memorial of the said counsellors presented to this Board the 26th of September last [*fo.* 126 &c.], he said that he could not make good the said articles here, and therefore he desired that the letter prepared by this Board for her Majesty's signature in November last for allowing affidavits to be taken in Barbados might be dispatcht. Whereupon he was told that the draught of that letter has been in Mr. Secretary Hedges's hands since the 5th of December last, but that her Majesty had respited the signing thereof till the papers expected from Sir Beville Granville by the *Milford* should arrive, duplicates whereof were now lately come to their lordships' hands. Upon which Mr. Bernard desired their lordships would signify the arrival of those duplicates to Mr. Secretary Hedges, which was told him should be done accordingly.

desiring that the letter lately writ for the Queen's signature may be sent forward.

New Jersey. *Mr. Dockwra, &c., desiring copy of Lord Cornbury's instructions.*

Mr. Dockwra, Mr. Cox and Mr. Sonmans [*fo.* 265] attending and desiring to have a copy of the Lord Cornbury's instructions for New Jersey, they were told that it was not usual to give copies of the Governors' instructions, but if they would give a list of such particular articles [*v. infra*] as they desired, their lordships would consider thereof at the next meeting; whereupon they left a list accordingly.

Account of the inhabitants of West Jersey.

They further presented to their lordships an account of the inhabitants of West Jersey, as taken in 1699, which was read.

February 14. Present:—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

New Jersey. *Dockwra, &c., about copy of articles in Lord Cornbury's instructions.*

The list of the articles [*v. supra and* 322] in the Lord Cornbury's instructions for New Jersey, whereof Mr. Dockwra &c. yesterday desired copies, was read, and the said instructions examined; whereupon ordered that Mr. Dockwra be acquainted that if he

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have any doubts or difficulties about the sense and meaning of those articles, and will state the same, he shall have an answer.

Miscellanies.
Two letters from Mr. Clifford about his accounts.

A letter from Mr. Clifford [*fo.* 256, 281] to their lordships of the 7th, and one to the secretary of the 13th instant, relating to his accounts, were read; and the secretary was ordered to acquaint him that the report of the merchants to whom his accounts were refer'd shall be communicated to him so soon as their lordships have received it.

Answer.

Barbados.
Letter from Sir Beville Granville.

A letter from Sir Beville Granville of the 18th November last, was read, and the papers therein refer'd to laid before the Board, which are as follow, viz. :—

Public papers.

Proceedings at a court of Chancery held in Barbados from the 25th May, 1703, to November the 1st, 1704.

Abstracts of the proceedings of the several courts of Common Pleas in Barbados from the 11th May, 1703, to the 16th November, 1704.

Minutes of Councill.

Their lordships took into consideration several minutes of the Council of Barbados and read those from the 11th of May, 1703, to the 16th November, 1704.

February 15. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Jamaica.
Letter from Colonel Handsayd.

A letter from Colonel Handasyd of the 17th December last, which was read, and the papers therein refer'd to laid before the Board, and are as follows, viz. :—

Papers therein refer'd to.

Declaration of Mr. Hotchkyn, Attorney General, relating to the ill practices and proceedings of Mr. Totterdall, May the 30th, 1704.

Minute of Councill of the 6th of October, 1704, relating to the Attorney General's being summoned by the Assembly.

Deposition of Mr. Samuel Lovell relating to Mr. Totterdall's indecent behaviour in the Grand Court in 170$\frac{3}{4}$, sworn the 25th October, 1704.

Naval officers' list of plantation bonds taken at Kingston and Port Royal from 19th February, 170$\frac{3}{4}$, to the 17th November, 1704.

Naval officers' lists of ships, outward, from the 25th December, 1703, to the 15th of December, 1704.

Account of her Majesty's revenue from the 29th of September, 1703, to the 29th September, 1704.

Minutes of Councill from the 4th July, 1704, to the 31st August, following.

Minutes of Councill from the 21st of September, 1704, to the 21st of October, following.

Minutes of the Councill and Assembly from the 22nd September, 1704, to the 29th November following.

Minutes of the Assembly from the 8th November, 1704, to the 29th ditto.

Extracts of the said letter sent to Mr. Lowndes and Mr. Secretary Hedges.

And thereupon ordered that copies of paragraph D and K, relating to a French prize, and to the Lord High Treasurer's observations upon the Jamaica Revenue Bill, be sent to Mr. Lowndes to be laid before his lordship; and that copies of paragraphs C, E and N, and the substance of paragraph L be sent in a letter to

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Mr. Secretary Hedges, and that a letter be prepared accordingly [*fo.* 275]. Further ordered that a letter be writ to the agents of Jamaica relating to the Assembly not taking care of the soldiers' quarters, and desiring them to attend the Board thereupon. Ordered also that a letter be writ to the commissioners for sick and wounded seamen &c. to desire of them a copy of their letter to Colonel Handasyd relating to the exchanging French prisoners at Jamaica.

Agents to attend.

Letter to commissioners of sick and wounded for a copy of theirs to Colonel Handayed, &c.

Captain Nanfan with Mr. Champante [*fo.* 113] attending, presented to their lordships a petition setting forth the reason of his long detention at New Yorke, the manner of his getting away, and praying that he may be permitted to receive the 1,500*l.* in Mrs. Thrale's hands (which he says is due to him) upon his giving sufficient security to stand the events of his accounts, was read. Whereupon he was advised to sollicit the Comptrollers of the army, to whom the Lord Treasurer had refer'd his accounts, to dispatch their report thereupon with all speed.

New York.
Petition of Captain Nanfan about his detention and praying to receive 1,500*l. in Mrs. Thrales hand.*

Ordered that, in the next letter to be writ to the Lord Cornbury, a copy of the said petition be transmitted to him, and that he be desired to give their lordships account what actions those were that are mentioned in the said petition to be entred against the said Nanfan the day he came away, and that his lordship be further directed to permit Captain Nanfan's papers and his vouchers to his accounts to be sent over.

Copy of the said petition to be sent to the Lord Cornbury.

Mr. Bernard [*fo.* 269, 282] attending, acquainted their lordships that the four suspended counsellors of Barbados do intend to make good their memorial of complaints against Sir Beville Granville, and therefore he still desired that a letter from her Majesty directing affidavits to be taken in Barbados might be dispatcht, which draught of a letter the Board had already acquainted him was in Mr. Secretary Hedges's hands since the 5th of December last for her Majesty's royal signature. He further desired to have a copy of Sir Beville Granville's reply to the said counsellors answers to his reasons for suspending them, in order to his rejoynder; and a copy thereof was ordered to be given him accordingly. And he was directed to bring his rejoynder to their lordships on Tuesday morning next, that there may be no further delay in this matter.

Barbados.
Bernard, in behalf of four suspended counsellors.

February 16. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A letter to Mr. Secretary Hedges [*fo.* 273] inclosing to him extracts of Colonel Handasyd's letter of 17th December last, as directed in yesterday's minutes, was signed.

Jamaica.
Letter to Mr. Secretary Hedges with extracts of Colonel Handasyd's letter.

A letter from Sir William Matthew of the 25th of November last, was read, and the papers therein refer'd to laid before the Board, and are as follows, viz.:—

Leeward Islands.
Letter from the Governor.

St. Christopher's.

Papers of public proceedings.

Minutes of Councill at St. Christopher's from the 5th of September, 1704, to the 26th October following.

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An Act for raising a levy of five shillings per poll on all slaves, to make good the deficiencies of a former levy by an Act entituled an Act for raising a levy of twenty shillings per poll on all slaves, to defray the publick charges of this island, past 23rd September, 1704.

An Act for raising the summe of 500*l.* sterling money for discharging the rent of a convenient house for his Excellency Sir William Matthew's abode, during his government in these islands, past 23rd September, 1704.

Naval officers' list of exports and imports out and into the island of St. Christopher's, from the 28th July, 1704, to the 3rd of October following.

NEVIS.

Minutes of Councill from the 23rd of August, 1704, to the 26th of October following.

Naval officers' list of exports and imports out and into the island of Nevis from the 12th of July, 1704, to the 12th October following.

ANTEGOA.

Minutes of Councill in Antegoa from the 14th July, 1704, to the 26th of October following.

An Act to prevent seamen belonging to her Majesty's ships of war or any other merchant ships or vessells trading in, to or about this island from deserting the ships or vessells to which they belong, past the 5th September, 1704.

An Act incouraging the inhabitants of this island to serve on such standing guards as have been appointed by a councill of officers for the better preventing any deprædations which otherwise may be committed for want of the same, passed the 5th September, 1704.

Naval officers' list of exports and imports out and into the island of Antegoa from the 27th May, 1704, to the 25th September following.

MOUNTSERRAT.

Minutes of the Councill from the 14th July, 1704, to the 26th of October following.

Naval officers' list of exports and imports, out of and into the island of Mountserrat, from July the 12th, 1704, to the 26th of October following.

The secretary to desire of Mr. Ellis a copy of Sir William Matthews' letter about collection of laws and prizes.

Ordered that the secretary desire Mr. Ellis to move Mr. Secretary Hedges that their lordships may have an extract of that part of Sir William Matthew's letter to him that relates to the collection of laws, and to her Majesty's and the Lord High Admiral's shares of prizes.

February 20. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados.
Captain St. Loe and his lieutenant at the Board about their bringing Lee forcibly away.

Captain St. Loe, of the *Dolphin*, with his lieutenant, Wanley, attending, in pursuance of the minutes of the 26th of the last month [*fo.* 246, 267, 283], her Majesty's Order in Councill of the 11th of the same month upon the petition of the agents of Barbados relating to Mr. Lee's having been brought off that Island, was read ; whereupon the said St. Loe said, that being in want of men he applyed

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himself to Mr. Skene, secretary of that island, who informed him that Mr. Lee was an idle person and a non-resident there, and that he might take him if he thought fit; whereupon he sent his lieutenant and brought him off accordingly. He added that he had no orders for not pressing in the plantations without directions from the Governors, and that he was not sent thither as a guard to the island, but only as a convoy to the fleet thither and back. Whereupon ordered that a copy of the said Order of Councill and the petition thereunto annexed be delivered to Captain St. Loe, and that he bring his answer thereunto on Friday morning next. And further ordered that Sir John Stanley and the Barbados agents have notice to attend at the same time.

Captain St. Loe and Barbados agents to attend on Fryday.

A letter from Mr. Burchet of the 19th instant, desiring that, if any complaints against Captain St. Loe are fit to be inquired into at a court martial, they may be transmitted to him.

Barbados.
Letter from Mr. Burchet relating to Captain St. Loe.

Mr. Congreve presented to their lordships [*fo.* 267, 282] a list of the last present sent to the Indians in 1700, a list of the arms &c. sent for the four companies at New Yorke the last summer and which were taken by the French; and a list of such ordnance and other stores of war as are still wanting for the forts and fortifications at New Yorke, which was read.

New Yorke.
Mr. Congreve. List of presents sent to the Indians in 1700 and arms for the four companies, &c.

Then their lordships agreed a representation [*fo.* 281] relating to stores of war for New Yorke, and ordered the same to be transcribed.

Representation relating to stores of war.

A representation for laying before her Majesty. Mr. Attorney and Mr. Sollicitor General's report [*fo.* 264] relating to the members absenting from the Assembly of Barbados, in pursuance of her Majesty's Order in Council of the 26th of October last, was signed.

Barbados.
Representation upon Attorney and Sollicitor General's report about absenting Assembly-men.

February 22. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A letter from Mr. Secretary Hedges [*fo.* 286] of the 16th instant refering to the consideration of this Board what Colonel Handasyd writes in his late letters relating to the trade carryed on by ships from England and Ireland to Curaçoa and St. Thomas, as also relating to the disorders in the Assembly of Jamaica, was read; and thereupon ordered that the representation [H. *fo.* 247] of this Board of the 29th October, 1703, relating to Curaçoa and St. Thomas be laid before their lordships to-morrow morning.

Jamaica.
Letter from Mr. Secretary Hedges refering what Colonel Handasyd writes relating to trade with Curaçoa, &c.

An Order of Councill of the 12th instant upon the hearing of the Rhode Island and Connecticut agents [*fo.* 268], directing this Board to prepare a charge against those governments, in order to be transmitted to them for their answer, and to the Governors of New Yorke and New England for their justification thereof, was read; and thereupon ordered that the heads of a charge be drawn out of the letters from the Lord Cornbury and Colonel Dudley accordingly [*fo.* 321].

Connecticut. Rhode Island.
Order of Council upon hearing the agents directing a charge to be drawn against those governments, &c.

A letter from Mr. Jeronomy Clifford [*fo.* 271, 319] of the 21st instant returning to this Board his accounts which had been refer'd to Mr. Shepherd, Mr. Gardner and Mr. Oosterland of 2nd of March last, but without any report thereon, was read; and their lordships observing that Mr. Clifford's account current, sent to the aforesaid

Miscellanies.
Letter from Mr. Clifford retur[n]ing his account.

Account current wanting.

1704–5.
Letter to him thereupon.

gentlemen the 23rd of May last, was not returned, ordered that a letter be writ to Mr. Clifford to acquaint him therewith.

New Yorke.
Representation about want of stores of war, &c.

A representation relating to the want of stores of war at New Yorke &c. [*fo.* 280 ; K. *fo.* 42, 43] as agreed in the last minutes, was signed.

February 23. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

New York.
Mr. Congreve to attend about respits.

Ordered that Mr. Congreve [*fo.* 279, 286] have notice to attend the Board on Tuesday morning next, and that he bring with him an account of the respits upon muster rolls since the Lord Cornbury's arrival at New Yorke.

Barbados.
The gentlemen in behalf of the counsellors, &c., to attend, as also the agents of Barbados, and the gentlemen in favour of the late Assembly-men.

Ordered that a letter be writ to Mr. Bernard [*fo.* 274, 293, 298] that he give notice to the persons that appear for the suspended counsellors of Barbados that they attend their lordships on Thursday morning next, in order to their lordships proceeding upon the petition of the said counsellors.

Ordered that the agents of Barbados [*fo.* 290] have the like notice.

Mr. Cobb attending, was directed to give notice to Mr. William Heysham, Mr. Kirton, Mr. Maycock and others [*fo.* 294], who appear in behalf of the members absenting from the late Assembly of Barbados, that they attend their lordships on Fryday next in the morning, in order to their lordships proceeding upon the petition of the said absenting members against Sir Beville Granville.

Barbados.
Sir John Stanley with papers of publick proceedings.

Sir John Stanley presented to their lordships the copy of an address of the Council and Assembly of Barbados, as also an address from the said Assembly to her Majesty in behalf of Sir Beville Granville, and a copy of the minutes of the Assembly of the 16th and 17th of November last relating to the complaints exhibited against Sir Beville Granville, which were read.

Newfoundland.
Letter from Mr. Secretary Hedges for a report about Captain Lloyd.

Captain Lloyd presented to their lordships a letter from Mr. Secretary Hedges of the 14th instant directing this Board to report upon the papers [*fo.* 221, 286, 326] that have been lately lodged in this office relating to Captain Lloyd, which was read ; and thereupon ordered that the draught of a representation be prepared accordingly.

Accounts of Captain Lloyd's disbursements.

Captain Lloyd further laid before their lordships an account of disbursements [*fo.* 241, 300] made by him for her Majesty's service in Newfoundland from the 28th of August, 1702, to the 22nd of September, 1704, with the vouchers.

Barbados.
Sir John Stanley, Captain St. Lo and his lieutenant about Mr. Lee forcibly brought to England.

Sir John Stanley attending with Captain St. Lo and Lieutenant Wanley [*fo.* 278], Captain St. Lo presented to their lordships a memorial in answer to the petition of the Barbados agents relating to Mr. Lee's being brought from that island, as also the depositions of Mr. Skene, Mr. Slingsby and Mr. Boothe against the said Lee, which were read ; and thereupon ordered that copies of the said memorial and depositions be delivered to Sir John Stanley, as also that a copy of Mr. Lee's affidavit and an extract of the petition of the gentlemen who absented themselves from the late Assembly of Barbados relating to the said Lee, be delivered to Captain St. Lo. And further ordered that all sides have notice to attend [*fo.* 286] on Wednesday next in the afternoon.

1704–5.

Mr. Lone [*fo.* 285] presented to their lordships a letter from Mr. Secretary Hedges of the 21st instant upon a petition of the said Lone's and Sir Richard Levet, relating to the Governors of Virginia and Maryland refusing to permit two ships of theirs to saile from those colonies with their ladings without convoy was read. And it being alleged in the petition that the masters of those two ships (who came away in ballast) were obliged to give security to touch at the Maderas in their way home, Mr. Lone was directed to write to the said masters at Bristol for further information in that matter.

Virginia. Maryland. *Letter from Mr. Secretary Hedges with a petition relating to the Governors refusing to let two ships sail without convoy.*

February 27. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

The copy of an Order of Councill of the 22nd instant refering to his royal highness the Lord High Admiral to consider of what burthen and force it is necessary that letters of marque ships should be of, to exempt them from an embargo in the plantations, was read.

Plantations General. *Order of Councill about letter of marque ships.*

Mr. Lone, attending in relation to his and Sir Richard Levett's petition, mentioned in the minutes of the 23rd instant [*fo.* 284, 293] the forementioned Order in Councill was read to him, and he was acquainted that their lordships could not make any representation upon that matter till his royal highness had made his report upon the foresaid Order of Councill.

Virginia. Maryland. *Mr. Lone about his and Sir Richard Levett's petition mentioned in the last minutes.*

Mr. Byfield and several of the Pennsylvania Company attending, acquainted their lordships that a ship of theirs which they sent to Carolina in May last was returning home with 50 tuns of pitch and tarr, and desiring that they might have the benefit of the premium to be allowed upon the importation of those commodities. They were acquainted that, so soon as the said ship should arrive, this Board would give them all the incouragement which lay in their power.

Proprieties. *Mr. Byfield, &c. about præmium for 50 tons of pitch, &c. coming from Carolina.*

Ordered that the agents of Jamaica have notice to attend the Board to-morrow at 4 of the clock in the afternoon, or on Thursday at 10 o'clock in the morning.

Jamaica. *Agents to be summon'd.*

A letter to Mr. Secretary Hedges in answer to his of the 16th instant [*fo.* 280, 291] relating to English ships going directly from hence and Ireland to Curaçoa and St. Thomas, was agreed and ordered to be transcribed.

Letter to Mr. Secretary Hedges about English ships going to Curaçoa and St. Thomas.

Mr. Mercer [*fo.* 282] presented to their lordships a state of the respits of the four companies at New Yorke from the 1st of January, 170½ to the last of October, 1704, amounting in all to 2,000*l.* 0*s.* 8*d.* and Mr. Congreve at the same time presented to their lordships a memorial setting forth the want of 100 recruits [*fo.* 291] for the said four companies, which were read; and thereupon their lordships agreed a representation for laying that matter before her Majesty, and ordered the same to be transcribed.

New Yorke. *State of the respits of the four companies, &c.*

A letter to Mr. Secretary Hedges in answer to his of the 14th instant [*fo.* 283, 292] relating to Captain Lloyd, was agreed and ordered to be transcribed.

Newfoundland. *Answer to Mr. Secretary Hedges's letter about Captain Lloyd.*

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Newfoundland.
Letter to Bishop of London about Mr. Jackson's behaviour.

A letter to the Lord Bishop of London relating to the behaviour of Mr. Jackson, minister at Newfoundland [*fo.* 264, 291], and praying his lordship to recall the said Jackson, was agreed and ordered to be transcribed.

February 28. Present :— Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados.
Captain St. Loe, &c. and agents with Lee, &c. Hearing about the said Lee's being forc'd off the island.

Captain St. Lo with Lieutenant Wanley, Colonel Maycock, Mr. Kirton [*fo.* 284] and several other gentlemen on the one side, and the Barbados agents, with Mr. Lee attending on the other side, the petition of the said agents relating to the said Lee's having been forcibly brought off from that island, was read, as also the 7th paragraph of the petition of John Kirton and other members of the late Assembly of Barbados relating thereunto refer'd to this Board by her Majesty's Order in Councill of the 11th of January last. Then Captain St. Lo's answer to the Barbados agents' petition, as also the affidavits of Mr. Skene, Mr. Slingsby and Mr. Booth, presented by Captain St. Loe to the Board the 23rd instant, and the said agents' reply to the said Captain St. Lo's answer, were read. And Capt. St. Lo being asked several questions, he answered in substance as follows, viz. :—That 'tis true his lieutenant did by his order press the said Lee, and that he brought him from that island, but that it was upon Mr. Skene and Mr. Slingsby's telling of him the said Lee was an idle fellow and of no settled habitation and might be press'd ; that the said Skene told him the Governor did give leave for the pressing the said Lee ; he said he had no orders from the Governor in writing to press, nor had he any instructions from the Admiralty to apply to the Governor for the pressing of men ; but that the day after he had pressed the said Lee, he went to the Governor and acquainted him in the presence of Mr. Skene therewith, and said he hoped he should come to no trouble about it ; that the Governor replyed that since he had got Lee he might keep him, and that he need not fear any damage for taking away such an informing fellow as he was. He added that he pressed none but Lee at Barbados, which he had not done if it had not been proposed to him by Mr. Skene.

Lieutenant Wanley acquainted their lordships that the night he pressed Lee he was at supper at a publick house, and that Mr. Skene and Mr. Slingsby called him out and showed him where the said Lee was.

Mr. Lee being asked if he knew the reasons why he was brought in this manner from Barbados, he answered that he believes it to have been because he was to be an evidence against Mr. Slingsby for several evill practices in Barbados, and because he had begun a suit against the said Slingsby for one hundred and odd pounds.

Representation to be drawn thereupon.

The matter of fact being thus stated, their lordships agreed upon the following heads for a representation to her Majesty, viz. :—

That Captain St. Lo, having violently and arbitrarily pressed and carryed off the said Lee without any previous order from the Governor, has acted contrary to his duty.

That their lordships find reason to believe that Mr. Skene, secretary of Barbados, has, contrary to his duty and the known

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laws of that island, been the adviser and contriver in the carrying off the said Lee; and therefore their lordships are of opinion that Mr. Skene be acquainted with this accusation, and that, if he do not justify himself by the first opportunity, they conceive him unfit to be continued in her Majesty's service.

That Captain St. Lo having alledged that the Governor was acquainted by him with what he had done in taking off the said Lee, their lordships are of opinion that the Governor be writ to for his answer herein.

Letter to Mr. Burchet to know if Captain St. Lo had any instructions for pressing.

And ordered that a letter be writ to Mr. Burchet [*fo.* 293] desiring him to inform this Board what instructions Captain St. Lo had in relation to the pressing of men at Barbadoes, and particularly whether he was not forbid to press any without first applying to the Governor.

Sir John Stanley [*fo.* 282] acquainting their lordships that he and the other agents of Barbados were summoned to attend Mr. Attorny General to-morrow morning in relation to his report about the absenting members, and desiring that the hearing of those who appear for the suspended counsellors, appointed to be to-morrow morning before this Board, be put off till Monday next in the afternoon [*fo.* 299]; their lordships, in consideration that Mr. Attorney General is to make his report to-morrow to her Majesty in Councill, agreed thereunto, and ordered Mr. Bernard to have notice thereof accordingly.

Letter to Mr. Bernard about hearing relating to suspended counsellors.

March 1. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Jamaica.
Gracedieu and Heathcote. Irregularities in the Assembly.

Sir Bartholomew Gracedieu and Sir Gilbert Heathcote attending, an extract of the minutes of the Assembly of Jamaica from the 8th to the 29th of November last, relating to several irregularities in that Assembly, was communicated to them, and the secretary directed to send them copies thereof, in order to their writing to their friends at Jamaica thereupon.

New York.
Representation about recruits.

A representation [*fo.* 286, 371] relating to recruits for the four companies at New York, was signed.

Newfoundland.
Letter to Bishop of London about Mr. Jackson's behaviour.

A letter to the Lord Bishop of London relating to the behaviour of Mr. Jackson [*fo.* 287], minister at Newfoundland, was signed.

Jamaica.
Letter to Mr. Secretary Hedges about ships trading from hence to Curaçoa and St. Thomas.

A letter to Mr. Secretary Hedges in answer to his of the 16th February [*fo.* 286] relating to ships trading directly from hence and Ireland to Curaçoa and St. Thomas, was signed.

Massachusets.
Letter from Colonel Dudley.

Extract thereof about his expedition to L'Accadie sent to Mr. Secretary Hedges.

A letter from Colonel Dudley to the secretary of this Board, dated the 27th of November last, was read; and thereupon ordered that an extract thereof, relating to Colonel Dudley's expedition to L'Accady, be sent to Mr. Secretary Hedges for his information [*fo.* 293].

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Sir Henry Ashhurst about his negro's going for a soldier.

Sir Henry Ashhurst attending, acquainted their lordships that an Indian, a servant of his, who had some time since been demanded by Colonel Dudley, was now going to be a soldier in Captain James Tyrrell's troop, and that he would not consent to let the said Indian go till he had informed their lordships thereof; whereupon he was told that the Board had no objection thereunto.

Newfoundland.
Letter to Mr. Secretary Hedges about Captain Lloyd.

A letter to Mr. Secretary Hedges in answer to his of the 14th instant relating to Captain Lloyd, was signed [*fo.* 286].

Leeward Islands.
Letter to Sir William Matthew.

A letter to Sir William Matthew, Governor of the Leeward Islands, in answer to the late letters received from him, was signed.

March 2. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

Virginia. Maryland.
Mr. Lone with two affidavits relating to his ships being stopped.

Mr. Lone attending [*fo.* 285], presented to their lordships two affidavits of the masters of his ships mentioned in his petition which was read at the Board the 23rd of the last month relating to the said ships being stopt in Virginia and Maryland, which were read; and thereupon a representation to her Majesty upon the said petition, as also a letter inclosing the same to Mr. Secretary Hedges, were signed.

Letter to Mr. Secretary Hedges with a representation.

Massachusets.
Letter to Mr. Secretary Hedges with extract of Colonel Dudley's letter.

A letter to Mr. Secretary Hedges, inclosing to him an extract of Colonel Dudley's letter relating to Accadie and Canada, as directed in yesterday's minutes, was signed [*fo.* 292].

Barbados.
Letter from Mr. Burchet about Captain St. Lo's not having instructions to press.

A letter from Mr. Burchet, in answer to one writ him the 28th of the last month [*fo.* 290] signifying that Captain St. Lo had no orders not to impress men at Barbados, was read.

Memorial from four suspended counsellors.

A memorial from Mr. Lillington, Mr. Tyrrel, Mr. Ramsay and Mr. Cryer [*fo.* 282], relating to their suspension from the Council of Barbados, which was delivered yesterday by Mr. Bernard to the secretary, was read.

Barbados.
Hearing of complaints against the Governour.

Mr. Maycock, Mr. Kirton [*fo.* 282, 302] and several Barbadoes gentlemen, with Mr. Cooper their counsell, on the one side, as also the Barbados agents with Sir Thomas Powis and Mr. Pooley, their councill (*sic*), attending, on the other, Mr. Secretary Hedges's letter of the 20th of September last [*fo.* 126] refering to the Board the petition of John Leisly, Thomas Maycock, Philip Kirton, William Tyrrell, Christopher Estwick, Enoch Gretton and Thomas Maxwell, late members of the Assembly of Barbadoes, was read; and her Majesty's Order in Councill of the 11th of January last, upon a petition in the name of all the said gentlemen (except Mr. Maycock and Mr. Tyrrell), and signed John Kirton, was also read. Whereupon Sir Thomas Powis desired to be informed by what authority Mr. John Kirton had signed the said petition, and whether that petition had not been drawn up in England; unto which the said Kirton replyed that, upon his coming from Barbados, the complainants and several other gentlemen had directed him to make applications here in England in their behalf, and that, upon his arrival, finding that there was full evidence in England to make good their allegations, he had drawn up this second petition

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(containing in substance the same as the first) praying to be heard before her Majesty in Councill.

1. Then Mr. Cooper opened the matter of the said petition, and in proof of the first article, which relates to the harrassing of the militia, by putting them upon hard and unnecessary duty, the depositions of Thomas Maycock, William Tyrrell, Lawrence Row and John Curl, were read. But Sir Thomas Powis objected that Mr. Maycock and Mr. Tyrrell were not proper evidences to any of these articles; for they were parties in the complaint, having signed the first petition, though their names were left out in the second.

Several affidavits relating to the absenting members' petition against Sir Beville.

2, 3, 4. To the 2nd, 3rd and 4th articles, relating to a bill brought into the House for raising two companies of granadiers, by which they alledged that Sir Beville Granville was to have got 3,000*l.*, they produced the affidavits of the said Maycock and Tyrrell and of Mr. William Heysham and Mr. Guy Ball, which were read.

And to that part of the 3rd and 4th articles, which relate to the turning out of officers and putting others unqualifyed into their places, the said affidavits of Mr. Maycock, Mr. Tyrrell and Mr. Row were refer'd to.

5, 6. To the 5th and 6th articles, relating to Scotchmen being put into places, and to presents made to the Governor by the Assembly, the said affidavits of Mr. Maycock and Mr. Tyrrell were again produced.

7. To the 7th article, relating to Mr. Lee's being forcibly brought from that island by Captain St. Loe, they produced the affidavit of the said St. Loe, which was read, and refer'd themselves to what was said at the hearing of that matter the 28th of February last.

8. To the 8th article, which relates to the Assembly's allowing 600*l.* *per annum* for the Governor's house, instead of 300*l.* limited by her Majesty's instructions, and to 5,000*l.* expended in the building and repairing thereof, they produced the said affidavits of Mr. Maycock and Mr. Tyrrell.

9. To the 9th article, relating to exactions upon masters of ships for permission to sail with or without convoy, they produced the affidavit of William Bayley and Henry Keys, which were read.

10. To the 10th article, relating to the Governor's rejecting a petition of John Paston against Colonel John Holder for several cruelties and abuses committed by the said Holder, they again produced the affidavit of Mr. Maycock.

11. To the 11th article, relating to undue proceedings at the election of a new Assembly, they read the said affidavits of Mr. Maycock, Mr. Tyrrell, Mr. Row, John Curl and Francis White.

12. To the 12th article, relating to the trade of the island's not being protected by reason of the Governor's sending the men of war to cut wood at Tobago, and to the Governor's refusing to let the men of war cruize without allowing him a share in their captures, as likewise to the Governors stopping of convoys, they produced the affidavits of Mr. Guy Ball and Captain Samuel Martin, Commander of her Majesty's ship the *Blackwall*, which were read, and Captain Martin being asked whether Barbadoes could be

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supplyed with wood without sending to Tobago, he said that there was no necessity of sending thither, for there was wood enough on Barbadoes to supply all their wants.

13. To the 13th article, relating to the dissatisfaction of the inhabitants, and to several people's intending to leave the island, they produced the aforesaid affidavits of Maycock and Tyrrell.

Upon all which Mr. Cooper observed that they had fully proved three of the foresaid articles, viz. :—The first relating to the harrassing the militia, the 5th and 6th relating to presents, and the 8th relating to 600*l.* house rent instead of 300*l.* allowed by her Majesty.

Then Sir Thomas Powis, observing that their lordships had determined to hear this matter by way of affidavit, desired that in consideration they were not prepared to reply in the same manner, a further day might be appointed ; which being agreed to by the other side, their lordships fixed upon Wednesday next at four o'clock in the afternoon.

March 5. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados.
Mr. Bernard about an Order of Council on a petition relating to the four suspended counsellors.

Mr. Bernard [*fo.* 282, 301] attending, presented to their lordships a memorial signifying that having last Councill presented to her Majesty a memorial relating to the proceedings that have been had here upon the petition of the suspended counsellors, and being informed that her Majesty had made some order thereupon, he was not able to proceed to the hearing intended this day relating to the said counsellors till he had the said order, which he said he could not yet obtain from the clerks of the Councill. Whereupon he was acquainted by Mr. Blathwayt that there was no other order made upon his petition, but only a minute for the Board to proceed in hearing the petitioner and in reporting to her Majesty thereupon. But Mr. Bernard still insisted that he could not proceed till he had the said order or minute, and that he would be ready at a very short warning after he shall have received the same.

The hearing design'd for this evening put off, and the agents for Sir Beville acquainted therewith.

Then the agents of Barbadoes attending with their councill (*sic*), they were acquainted that Mr. Bernard was not ready to come to a hearing [*fo.* 290] this day, and that their lordships would to-morrow fix a short day for the hearing of that matter.

Nevis.
Letter from Colonel Johnson about Sir William Matthew's death.

A letter from Lieutenant-Colonel Johnson, Lieutenant Governor of Nevis, dated the 9th of December last, signifying the death of Sir William Matthew, Governor in cheif of the Leeward Islands, was read, and an answer to the said letter agreed and ordered to be transcribed [*fo.* 301].

Trade.
Order of House of Lords for scheme of a Bill for releif of the poor. Answer.

An order of the House of Lords of this day, directing the Board to lay before their lordships a draught of the scheme drawn by them for relief of the poor, was read ; and an answer thereunto, for laying the said draught before their lordships, was signed.

Leeward Islands.
Letter from Colonel Codrington desiring to reassume this government.

A letter from Colonel Codrington [*fo.* 301], dated at Antego the 6th of Decemer last, signifying the death of Sir William Matthew, and his willingness to serve her Majesty again as Governor of the Leeward Islands, was read.

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A letter from Colonel Handasyd of the 31st December last, inclosing the minutes of the Assembly of Jamaica from the 21st of September, 1704, to the 10th October following inclusive, was read.

Jamaica. *Letter from Colonel Handasyd with minutes of Assembly.*

The draught of a letter to Colonel Handasyd [*fo.* 301], in answer to the late letters received from him, was agreed and ordered to be transcribed.

Letter to him.

The draught of a letter to Sir Beville Granville, Governor of Barbadoes, was agreed and ordered to be transcribed.

Barbados. *Letter to the Governour.*

March 6. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Captain Lloyd attending in relation to his accounts [*fo.* 283, 320] laid before the Board the 23rd of February last, was desired to explain some articles in the said accounts, which he promised to do and lay the same before their lordships at their next sitting.

Newfoundland. *Captain Lloyd about his accounts.*

Letters to the Governors of Jamaica and Barbados were agreed and signed.

Jamaica. Barbados. *Letters to the Governors.*

A letter to Colonel Johnson, Lieutenant Governor of Nevis, in answer to his of the 9th December last [*fo.* 299], relating to the government of the Leeward Islands devolving upon him by the death of Sir William Matthew, was signed.

Leeward Islands. *Letter to Colonel Johnson upon the devolvment of the government on him, &c.*

A letter to Colonel Codrington, in answer to his of the 6th of December last [*fo.* 300, 302], about his desire of re-assuming the government of the Leeward Islands, was signed.

Letter to Colonel Codrington upon his desire to reassume that government.

Three letters from Captain Bennet, Lieutenant Governor of Bermuda, of the 12th August, 20th and 26th of October last, were read, and an answer thereunto drawn up and signed.

Bermuda. *Three letters from the Lieutenant Governour.* *Answer.*

March 7. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

An Order of Councill of the 1st instant [*fo.* 298] refering to this Board a petition of the four suspended counsellors of Barbadoes, relating to what has been transacted before this Board in their affairs, being yesterday received from Mr. Bernard, was read; and ordered that Mr. Bernard have notice [*fo.* 317] that their lordships intend on Monday next in the afternoon to hear the matters depending before them concerning the four suspended counsellors.

Barbados. *Order upon a new petition of the four suspended councillors.* *Hearing to be on Monday.*

A letter to Mr. Secretary Hedges giving an account of Sir William Matthew's death and of Colonel Codrington's offer [*fo.* 301] to serve her Majesty again in that government, was signed.

Leeward Islands. *Letter to Mr. Secretary Hedges about Sir William Matthew's death.*

Colonel Maycock, Colonel Tyrrell [*fo.* 294, 320] and the rest of the gentlemen that appear against Sir Beville Granville with Mr. Cooper and Mr. Dodd, their counsell, on the one side, and the Barbados agents, with Sir Thomas Powis and Mr. Pooley, their counsell, in behalf of Sir Beville Granville attending on the other; Sir Thomas Powis entred upon Sir Beville Granville's defence, and insisted that Colonel Maycock and Colonel Tyrrell having been

Barbados. *Hearing of complaints against the Governor.* *The defendants.*

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found guilty of the disorders that have happened at Barbados by their absenting themselves from the service of the Assembly, ought not to be looked upon as good evidence in a case wherein they themselves were particularly concerned, and, in order to prove that the said disorders have arisen from their absenting themselves as aforesaid, the affidavit of Mr. Charles Irwin (K. 19) and the representation of this Board of 26th of October last, as also Mr. Attorny General's report thereupon (L. 20) were read; and further to invalidate the evidence of Colonel Maycock, they produced the deposition of Colonel William Sharp and Colonel William Holder, two of the commissioners of publick accounts (*No.* 61), to prove that the said Maycock has not accounted for 1,500*l.* he had received for the use of the Leeward fortifications, as also the receipt of the said Maycock for the said summe (*No.* 5), which were read. They also produced a subpœna (*No.* 5) to the said Colonel Maycock to appear and answer in the Court of Chancery to a bill of complaint of Captain Josias Harrison, as also a *Ne exeat Insulam* (*No.* 5) against the said Maycock at the suit of the said Harrison, which were read.

They further produced the depositions of George Hay, Deputy Provost Marshall, and of Mr. Skene, secretary of the island (*No.* 61), to prove their endeavours to execute the said subpœna and *Ne exeat Insulam* against the said Maycock on board her Majesty's ship the *Blackwall*, and their being prevented therein by Captain Martin, commander of the said ship, which were read: and to invalidate the affidavit of John Curl they produced a minute of the General Assembly dated the 24th August, 1704 (*No.* 4), directing that application be made to Sir Beville Granville for prosecuting the said Curl for perjury, which was read.

Then Sir Thomas Powis, in answer to the first article of the charge, wherein it is alledged that the militia has been harrassed and fatigued by being put upon extraordinary duty in remote places and upon the mountains, without the advice of the Councill, said that it being a time of war, the island of Barbados, as the rest of her Majesty's plantations, was in danger of being attacked by the enemy; and therefore it was commendable in the Governor and his duty to keep guards in order to prevent any such attempt of the French, and he produced the minutes of Councill of the 18th of January and 8th of February, 170$\frac{3}{4}$ (C., *fo.* 1 and 6), to prove that Sir Beville Granville had not only the advice of the Councill, but also of the colonels of the militia (of which number were Colonel Maycock and Colonel Kirton), which minutes were read.

In answer to the 2nd article, relating to the Bill brought into the Assembly for raising two companies of granadiers, by which it is alledged the Governor would have got 3,000*l.*, he said that Bill was not brought in by direction of the Governor, but by the Assembly themselves, in order to ease the militia from the hard duty complained of in the first article. And they produced the affidavits of Mr. Alexander Walker, Colonel John Holder, and Mr John Harpur (*No.* 11), members of the Assembly, to prove that Mr. Kirton, Mr. Maxwell and Mr. Gretton, three of the complainants, were appointed as a committee to bring in the said Bill, and that

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Colonel Maycock and Colonel Kirton, when the question was put, upon the 17th clause of the said Bill, what summe should be deposited in the Governor's hands for getting of intelligence, voted that it should be 1,500*l.* and Colonel Tyrrell voted for 1,000*l.*, whereas it was carryed by the majority but for 200*l.* And he observed that this charge was but a bare supposition; for they only pretend that the Governor might have made an advantage of 3,000*l.* in case the Bill had passed. But to clear the Governor even from that aspersion, he produced the affidavits of Colonel Sharp and Colonel Johnson, both of the Councill of Barbadoes (*No.* 62), who swear that the Governor told them and desired them to acquaint the Assembly and others, that when the said Bill was brought up to him, if it had anything in it that look'd like an advantage to himself, he would expunge the same, or not pass the Bill, and that the Governor had said the same thing to the Councill. Sir Thomas Powis then added that, supposing the Bill had passed, the Governor could not have made the advantage the complainants pretend; for the funds given for the expence of the services required by the Bill amount in all to 8,799*l.* 11*s.* 8*d.*, and the expence of the said two companies of granadiers amount to 7,739*l.* 5*s.* 10*d.*, according to the particulars following, viz.:—

	l.	*s.*	*d.*	*l.*	*s.*	*d.*
2 Captains, pay 20*s.* per diem ..	730	0	0			
6 Lieutenants pay 7*s.* per diem ..	766	10	0			
1 Adjutant's pay 7*s.* per diem ..	127	15	0			
				1,624	5	0
8 Serjeants pay in mony 8*d.* per day ..	97	6	8			
,, ,, for cloathes 4*d.* per day..	48	13	4			
				146	0	0
8 Corporals pay in mony 6*d.* per day ..	73	0	0			
,, ,, for cloathes 3*d.* per day ..	36	10	0			
1 Drum Major, ditto 12*d.* per day ..	18	5	0			
				127	15	0
6 Drummers pay in mony 6*d.* per day	54	15	0			
,, ,, for cloathes 3*d.* per day..	27	7	6			
				82	2	6
150 Centinels in mony 5*d.* per day ..	1,140	12	6			
,, ,, for cloathes 3*d.* per day..	684	7	6			
				1,825	0	0
173 Common soldiers, provision at 12*d.* per day	3,157	5	0			
Rum and molosses, 2*d.* per day ..	526	4	2			
				3,683	9	2
To expences in raising the two companies				30	0	0
				7,518	11	8
To the Treasurer for the commission at 3 per cent.				220	14	2
				7,739	5	10

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So that there remains 1,060*l.* 5*s.* 10*d.* overplus, and there is a clause in the Bill directing that all the overplus of the monies raised by that Bill shall be applyed towards the maintenance and repair of the fortifications of that island. And Colonel Scott, Colonel Cleland and Mr. Foulerton affirmed that in Colonel Russell's time the soldiers there had 10*d.* a day each allowed them besides their ordinary pay,

Sir Thomas Powis, in answer to the 3rd and 4th articles, said that the complainants were not turned out of their places because they had voted against the said Bill, but because they had continued obstinate and would not attend the service of the House.

To the 5th article, relating to presents alledged to have been made the Governor, and to the 8th article relating to rent for a house and to 5,000*l.* expended in building and fitting the same, Sir Thomas Powis replyed that the 500*l.* given for house rent was by an Act which, upon a representation from this Board of the 3rd of February, 170$\frac{3}{4}$, was confirmed by her Majesty in Councill the 13th of the same month. Unto which Colonel Scott added that that house was taken for Mr. Crow when he was appointed Governor, and that Sir Beville Granville arriving before the year was out, a lease was then taken of the said house for him and his successors for the term of 20 years; that the rent of it is not above 120*l.* per annum; that as to the 5,000*l.* said to be laid out upon the house, the Governor could have no advantage thereby, because it was disbursed by a committee of the Assembly, and comes not in any manner under the Governor's management. But Colonel Cleland affirmed that the summe expended upon the house was but 3,000*l.* As to the other summes of 500*l.* and 600*l.*, Sir Thomas Powis alledged that they were not given as presents. It was only a vote of the Assembly that those summes should be paid by the Treasurer for reimbursing the Governor's expences in sending out spy boats and getting intelligence, in receiving flags of truce, in maintaining of French prisoners and in house rent till Pilgrim's House should be ready for him, and the complainants themselves at the voting of these summes gave their suffrages for 1,000*l.* instead of the 600*l.* In proof whereof the said affidavits of Holder and Harpur (*No.* 11) were again read.

To the 6th article, relating to Scotchmen being put into places of trust, Sir Thomas Powis alledged that there was none put into places by the Governor that were not in places at his arrival, and called Colonel Cleland and Colonel Scot, who affirmed the same.

As to the 7th article, relating to Mr. Lee's having been brought from that island, Sir Thomas Powis said that that matter having already been examined by the Board, he would not enter any further into it.

As to the 9th article, relating to exactions upon masters of ships for liberty to sail, he said that all masters of ships were obliged to petition in time of war for permission to saile, and that by an Act for regulating and appointing of fees (*page* 47 of printed laws) the fees of each respective officer was appointed, and that, if the secretary had transgressed that Act, he was punishable. But he did not see how the secretary's irregularities in that matter could be

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chargeable upon the Governor no more than the 200*l.* mentioned in Mr. Ball's affidavit to have been given to the said Skene for stopping of the said fleet. And in order to show that the fleet was not so stopped without a sufficient cause, he produced a petition to Sir Beville Granville, signed by 24 merchants and others concerned, praying that the said fleet might be stopped for a week longer; and Mr. Ball (being asked) acknowledged that he procured the said petition to be signed, and delivered it to Mr. Skene at the same time that he swears to have given him the 200*l.*

To the 10th article, relating to the Governor's rejecting a petition of John Paston against Colonel Holder for several cruelties and abuses committed by the said Holder, Colonel Cleland said that the Governor informed him that the petitioner had refused to sign his petition; that the matter of fact of the said petition being false, the petitioner had desired of the Governor that it might be dropt, and that the petitioner himself had told him, the said Cleland, that he was put upon making the said petition by the complainants.

In answer to the 11th article, relating to undue proceedings at an election of a new Assembly, Sir Thomas Powis produced the minutes of Assembly of the 24th August, 1704 (*No.* 4), whereby it appears that upon the examination of the election of St. Lucy's, Colonel Maycock and Colonel Tyrrell had been found guilty of using violence to the sheriffe and menaces to other people at the said election, for which reason they were voted not qualified to be elected for that time. Sir Thomas Powis also produced a minute of Councill of the 11th of September, 1704, and the petition of Mr. Gourdon (*No.* 5), who acted as sheriffe at the said election of St. Lucy's, to prove the said violence offered by Colonel Maycock and Colonel Tyrrell, all which were read.

As to the 12th article, relating to the men of war going to Tobago, Colonel Cleland was called upon, who said that Tobago was more convenient for careening than Barbados was, and that ships there might sooner get into the latitude, and Colonel Scott said that wood was difficult to be had in Barbados.

Then Sir Thomas Powis, in order to shew the opinion that the inhabitants of Barbados, as also the gentlemen in England who have considerable estates in that island have of Sir Beville Granville's behaviour amongst them, he (*sic*) produced the copy of an address to her Majesty from the Councill and Assembly in commendation of Sir Beville Granville's administration, and praying her Majesty to continue him amongst them, which was read; as also a petition by several gentlemen in England concerned in that island, presented to this Board the 8th of the last month upon the same subject.

The plaintiffs.

Then Mr. Cooper in his reply took notice that the first part of Sir Thomas Powis's defence, being a sort of recrimination upon some of the witnesses produced against the Governor, was no justification of the said Governor, unless it had been proved that the witnesses were perjured in some of the matters of fact by them sworn, or that they had been guilty of such crimes as would incapacitate them by law to be witnesses in any case whatsoever. And to Sir Thomas Powis's objection that Mr. Maycock and Mr. Tyrrell were not good witnesses, because they were parties

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concerned, he said that unless persons who think themselves injured were allowed to be witnesses, it would hardly be possible to make out any accusation of this nature.

Then Colonel Maycock said he had accounted for the 1,500*l.* of the publick money, which was objected against him, and offered to prove the same.

And in order to clear the reputation of those gentlemen, the Lord Grey was desired to give a character of them, who said that during his government in that island he always look'd upon Mr. Maycock and Mr. Tyrrell to be men of honesty and of a settled reputation, and had observed upon all occasions that they were always zealous and hearty for the service of the government.

Then Mr. Cooper observed that the last part of Sir Thomas Powis's defence, viz. the address of the Councill and Assembly to her Majesty and the petition of the gentlemen in England to this Board aforementioned, were no proper defence to a direct charge; for there was no man in such a station as Governor but who might make friends, and might by his interest obtain such assemblies as would be ready at any time to address in his favour, and that if such addresses were taken as a defence, then it would be difficult, if not impossible, to make out any accusation against any Governor whatsoever.

Then he observed that the first article of the complainants relating to the harrassing of the militia, in order to the bringing in of the Bill by which they alledged the Governor would have got 3,000*l.*, had been fully proved by the affidavits of Mr. Maycock, Mr. Tyrrell, Lawrence Row and John Curl. And he further remark'd that by the minutes of the Councill of the 18th January, 1703, which had been read as a proof that the Governor had the Councill's concurrence to the placing of guards on the coast, it appears that he had for some while before taken upon him to place such guards.

Then, in order to justify the allegations of the Governor's getting of 3,000*l.* by the foresaid Bill, the third enacting clause in the first page of the said Bill, and Mr. William Heysham and Mr. Ball's calculation thereupon, were read. The said calculation is as follows, viz. :—

One hundred and fifty sentinels, 8 serjeants, 6 drummers, 1 drum major, 8 corporals and 56 matrosses (the matrosses having liberty by the words of the Bill to inlist themselves for victuals and cloaths), each man to receive weekly seven pounds of beef, pork or fish.

The whole for the year will amount to 83,356 at 2½*d.* per pound is	£868	5	10
Six pounds of bread for each man a week is for one year 71,448 at 15*s.* per 100*l.* is	535	17	2
Two quarts of molossoes per week for each man is for one year 5,954 gallons at 9*d.* per gallon is ..	223	5	6
One quart of rum per week each man is for one year 2,977 gallons at 12*d.* per gallon is	148	17	0
	£1,776	5	6

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173 Soldiers and 56 matrosses at 8*d.* per day to be paid to the Governor, or whom he shall appoint, to find the weekly provisions aforesaid amount to in one year	£4,862	8	8
The cost of the provisions (as per the foregoing calculate) which is to be bought for the soldiers will amount to in one year..	1,776	5	6
The surplus remaining would therefore be	£3,086	3	2

But Mr. Cooper said that he urged this no further than that the Governor might have got that summe had the Bill passed. And Mr. Heysham said that he would be obliged to pay 3,000*l.* to the publick if they would make him paymaster of the two companies intended to be raised by that Bill.

Mr. Cooper further insisted that the 5th and 6th articles relating to presents had been fully proved by the affidavits of Mr. Maycock and Mr. Tyrrell, particularly that the minutes of Assembly had been altered in relation to the 600*l.*, that it might not appear as a present, but as a reimbursement of the Governor's expence in receiving flags of truce &c., though no account of such expence was ever produced, which would not have been omitted had there been any such thing in reality; as to the 500*l.* for furnishing the Governor's cellars, the defendants not having made any reply thereunto, that article was to be looked upon as sufficiently proved. And her Majesty having been pleased to confirm the Act for giving the Governor 500*l.* for house rent, he did not insist any further thereupon.

But he insisted that they had proved the article, which relates to the bringing off of Mr. Lee, by the affidavit of Captain St. Loe, who swears to his having acquainted the Governor with his having the said Lee on board.

As to the article relating to exactions of 17*s.* 6*d.* on masters of ships, as mentioned in the affidavit of William Baily and Henry Keys for permission to sail (which he observed was raising of mony without law), he said they did not directly charge the Governor with it, though, it being but a new practice, it was not to be supposed that the secretary would presume to do it without the Governor's knowledge; however, he pressed it no further and submitted it to the Board for their judgment thereupon.

Mr. Dodd called Mr. Beddingfield to prove that this exaction upon masters of ships was a new practice, who said that when he was secretary of the island during the Lord Grey's government there (which was in time of peace), no petitions were presented for liberty to sail, and no such fees were taken, but only between 4*s.* and 5*s.* for every ship's going out and coming in.

As to the 200*l.* given by Mr. Ball to the said Skene, Mr. Cooper only desired their lordships would barely report that matter as it is in the affidavit.

He insisted also upon having proved by the affidavit of Mr. Maycock that the Governor had rejected the petition aforementioned against Colonel Holder, and though the matter of the petition was indeed

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proper for judicial proceedings, yet the Governor might have done the petitioner justice in directing proceedings to have been had thereupon.

As to the Scotchmen's being put into places of trust, Mr. Cooper said that he laid no stress thereupon, though perhaps it might have been prudent to have been cautious in that matter.

And as to the men of war being sent to Tobago, he said he looked upon that as a thing of small consequence, and did not therefore insist upon it. But Captain Martin and Mr. Ball aforesaid affirmed that wood enough might be had in Barbadoes, and that ships might careen there as well as at Tobago.

Barbados.
Mr. Bernard in behalf of the counsellors.

These gentlemen withdrawing, Mr. Bernard, who had been present at the hearing [*fo.* 302, 321], acquainted their lordships that he had received a letter from the secretary (as mentioned in the first article of these minutes), signifying that their lordships had appointed Monday next for hearing the matter before them in reference to the four suspended counsellors, and made it his request that it might be further put off; and Wednesday next being named by the Board as a proper day, he said he could not be ready by that time, and desired that it might be on Fryday, the 16th instant, to which their lordships, upon his declaring he could not be ready sooner, agreed, and notice thereof was given to the Barbados agents accordingly.

The hearing put off till Fryday 16th instant.

March 9. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Pennsylvania.
Letter from Mr. Penn about the surrender of the government.

A letter from Mr. Penn desiring to know what it is the Board expects he should surrender [*fo.* 233, 370] in order to his having a draught of the surrender of his government prepared and presented to the Board, was read; and thereupon ordered that he be acquainted that their lordships expect he should surrender his letters patent for the government of Pennsylvania, and all the powers therein contained, reserving to himself the propriety of the soil and the quit rents thereof.

Answer.

March 12. Present:—Lord Dartmouth, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Maryland.
Order of Councill upon Sir Thomas Lawrence's petition relating to the secretary's office.

An Order of Councill of the 2nd January last, upon the petition of Sir Thomas Lawrence, secretary of Maryland [*fo.* 346], praying that direction may be sent to the Governor of that province for settling and preserving the secretary's office there in the quiet possession and injoyment of its old and just rights, were (*sic*) read.

Miscellanies.
Three letters from Clifford.

Three letters from Mr. Clifford [*fo.* 281, 372] of the 23rd February, 2nd and 9th March instant, acquainting their lordships that Mr. Shepheard and Mr. Gardner had gon thorough the examination of his accounts, and had drawn up their report, and praying their lordships to send to them for it, were read; and thereupon ordered that the secretary write to Mr. Shepheard and Mr. Gardner to desire them to dispatch the same, and that the said letter be inclosed to Mr. Clifford.

Answer.

New Hampshire.
Two letters from Mr. Usher.

Two letters from Mr. Usher of the 24th June and 27th November last, were read.

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Then their lordships took into consideration the minutes of the 7th instant [*fo.* 302], taken at the hearing of the complaints of several gentlemen late of the Assembly of Barbados against Sir Beville Granville, and gave directions for preparing a draught of a representation thereupon [*fo.* 327].

Barbados. *Draught of a report on late hearing of complaints against Sir Beville Granville to be prepared.*

March 13. Present :—Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Captain Lloyd attending [*fo.* 300], his accounts, mentioned in the minutes of the 23rd February last, were returned to him, and their lordships at the same time advised him to lay them before such office to whom it might properly belong to inspect the same.

Newfoundland. *Captain Lloyd's accounts returned.*

The draught of a letter to Mr. Secretary Hedges [*fo.* 325], relating to the inconveniences arising by the absence of members of Councill from Barbadoes, and particularly Mr. Patrick Meine, one of the said counsellors (now in England), desiring that he may be obliged to return to Barbados, or that another person be appointed in his stead, was agreed and ordered to be transcribed.

Barbados. *Letter to Mr. Secretary Hedges about absent counsellors, particularly Mr. Mein.*

Then their lordships took into consideration the draught of a charge [*fo.* 281, 323], as directed by an Order of Councill of the 12th of the last month, against Rhode Island and Connecticut &c., and made some progress therein.

Connecticut. Rhode Island. *Charge against those Governments.*

March 14. Present :—Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Sir John Stanley and Mr. Weston attending, acquainted the Board that Sir Thomas Powis is very ill, and Mr. Pooley indisposed, and pray'd that instead of Friday next agreed on [*fo.* 317] for the hearing of the matters depending before this Board relating to the four suspended counsellors of Barbados, another day might be appointed, and their lordships agreed on Fryday, the 23rd instant [*fo.* 330], and thereupon ordered that Mr. Bernard be acquainted therewith. Sir John Stanly at the same time presented to the Board an affidavit of William Cleland in vindication of Sir Beville Granville, as also four affidavits, viz :—Of Mel. Holder, John Rolleston, Samuel Child and Paul Carrington relating to the guarding the coast by the militia in time of war &c.

Barbados. *Sir John Stanley about putting off the hearing appointed for Friday.*

Letter to Mr. Bernard thereupon.

Mr. Maycock, one of the late Assembly of Barbados, also attending, desired that he might have a sight of the report to be made upon the last hearing at this Board, before it was sent to the Queen in Councill, that he might, if matters were not fully represented, petition her Majesty, before any order might be made on the said report, to be heard before her Majesty in Councill ; whereupon their lordships acquainted him that they did not think it proper to communicate to any person their reports before they be presented to her Majesty.

Barbados. *Mr. Maycock about seeing the report on the last hearing, &c.*

Mr. Docmenique laid before the Board a petition [*fo.* 270] in the name of himself and the rest of the proprietors of West New Jersey, representing that they have received information from their agents that the Lord Cornbury has acted contrary to his instructions for that government in several particulars in relation to the proprietors, and praying for a copy of the said instructions.

New Jersey. *Petition of proprietors of West Jersey for copy of instructions to Lord Cornbury.*

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Their lordships acquainted him that they could not give a copy of the whole, but only of such part as might have any relation to the proprietors, as had already been done to Mr. Dockwra, which was accordingly delivered to him.

Connecticut. Rhode Island. *Charge against those colonies.*

Their lordships again took into consideration the draught of a charge against Connecticut and Rhode Island [*fo.* 321, 340], as mentioned in yesterday's minutes, and made some progress therein.

New Yorke. *Draught of a letter to Lord Cornbury.*

Then their lordships also took into consideration the draught of a letter to the Lord Cornbury [*fo.* 324], and went through some part of the same.

Order of Councill on representation relating to Bayard and Hutchins.

Copy of an Order of Councill of the 18th upon a representation of the 15th December, 1704 [*fo.* 209; K. *fo.* 131], on an Act of New Yorke, declaring the illegality of the proceedings against Colonel Bayard and Alderman Hutchins for pretended high treason null and voyd, approving the said representation, and directing the Board to write to the Lord Cornbury accordingly, was read.

March 15. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

New England. *Petition of Francis Gahtman come hither as evidence against pirates.*

Francis Gahtman presented to their lordships a petition setting forth that, being forced from his imployment as surgeon in New England, in order to be an evidence against Captain Larimore and Lieutenant Wells, accessories to pirates, and, being in his voyage to New England carryed into France, he lost all he had, and praying their lordships recommendation of him, so as he may receive wherewithall to pay his debts and to inable him to return back to New England, was read; whereupon a letter was writ to Mr. Lowndes accordingly.

New York. *Draught of letter to the Governor.*

The draught of a letter to the Lord Cornbury [*fo.* 323, 341] mentioned in yesterday's minutes was agreed and ordered to be transcribed.

Virginia. *Draught of letter to the Governor.*

The draught of a letter to Colonel Nicholson, Governor of Virginia [*fo.* 341], was also agreed and ordered to be transcribed.

March 16. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados. *Packet from the Governor. Duplicates.*

A packet from Sir Beville Granville received yesterday from Captain Windsor, commander of her Majesty's ship the *Milford*, was laid before the Board, containing only duplicates of his letter of the 18th September already received and of the papers and minutes of Council therewith transmitted, except the following paper, which had not been before received, viz.:—

Except these minutes.

Minutes of the Assembly from the 4th of April, 1704, to the 11th of September following.

Plantations General. *Mr. Bridger about methods in proceeding to production of naval stores.*

Mr. Bridger presented to their lordships a memorial proposing methods for proceeding in the production of naval stores in the plantations, pursuant to the Act of Parliament passed this session [*fo.* 225, 348], and offering his service in the management thereof, was read; and he was ordered to attend the Board again on Tuesday next.

1704–5.
Letter to Mr. Lowndes for 100 copies of the Act about naval stores.

Ordered that a letter be writ to Mr. Lowndes to desire him to move the Lord Treasurer that the Board may have one hundred copies of the Act for incouraging the importation of naval stores from the plantations [*fo.* 225], in order to the transmitting the same to the several Governors on the continent, to be distributed in their respective governments.

Barbados.
Letter to Mr. Secretary Hedges about Mr. Mein's return to Barbados.

A letter to Mr. Secretary Hedges, relating to the absence of Mr. Patrick Meine [*fo.* 320] from the Councill of Barbadoes, was signed.

March 19. Present :—Lord Dartmouth, Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Plantations General.
Letter from Mr. Secretary Hedges about instructions for privateers.

A letter from Mr. Secretary Hedges of the 16th instant refering to this Board the draught of new instructions to be given to privateers [*fo.* 24, 327] was read, and their lordships made some progress in the consideration thereof.

March 20. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Newfoundland.
Fresh complaints against Captain Lloyd.

Mr. Pacy presented to their lordships a petition of the merchants of Bristol [*fo.* 283], commanders of ships and inhabitants of Newfoundland now in England, to which is annexed a certificate under the hand and seal of the Mayor of Bristol that four of the petitioners had made oath to the truth of the allegations therein set forth against Captain Lloyd's irregularities in Newfoundland, which was read. He further communicated to the Board a petition to her Majesty, as also another to the Bishop of London upon the same subject, and he acquainted their lordships that he intended to present the petition to her Majesty on Thursday next.

Trade.
Letter from Mr. Secretary Hedges relating to a trade with Spain.

A letter from Mr. Secretary Hedges of the 19th instant [*fo.* 329] refering to the Board a proposal offered to him for making practicable a trade to and from Spain by the subjects of England in neutral ships, was read.

Plantations General.
Privateers.

Then their lordships made a progress in considering the draught of instructions for privateers [*fo.* 326 and *infra*] mentioned in yesterday's minutes.

Post meridiem.

Letter to Mr. Secretary Hedges with instructions about privateers.

Their lordships finished the draught of instructions for privateers [*v. supra*], and signed a letter for returning the same to Mr. Secretary Hedges.

Barbados.
Report on the hearing of complaints against the Governor.

Their lordships took into consideration the draught of a report [*fo.* 320, 328] upon the complaints against Sir Beville Granville, Governor of Barbados, and made some progress therein.

Trade.
Plantations General.
Letter to Mr. Lowndes for copies of Acts, &c.

Ordered that a letter be writ to Mr. Lowndes to desire him to move the Lord Treasurer that the Board may have 50 copies of the Act for prohibiting trade and commerce with France, and 50 copies of the Act to prevent all traiterous correspondence with her Majesty's enemies.

March 21. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

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Barbados.
Report on complaints against the Governor.

Their lordships made a further progress in considering the draught of a representation [*fo.* 327, 342] to her Majesty upon the complaints exhibited against Sir Beville Granville by some of the late Assembly of Barbados.

March 22. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Trade.
Proposal about trade with Spain.

The proposals for opening a trade with Spain refer'd to their lordships by Mr. Secretary Hedges's letter of the 19th instant [*fo.* 327, 330], mentioned in the minutes of the 20th, were now taken into consideration, and several observations made thereupon.

Barbados.
Two affidavits about Sir Beville Granville's expences.

Two affidavits of Mr. Bernard Granville and Mr. Robert Chester, received from Sir John Stanley, relating to Sir Beville Granvill's expences at Barbados, were laid before the Board.

March 23. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Trade.
Letter to Mr. Secretary Hedges returning the proposal about trade to Spain.

A letter to Mr. Secretary Hedges, in answer to his of the 19th instant [*fo.* 329], refering to the Board some proposals for making practicable a trade to Spain, returning to him the said proposals with their lordships observations thereupon, was signed.

Barbados.
Hearing relating to the four suspended counsellors. Mr. Cooper and Dodd against the Governor.

Mr. Lillington and Mr. Bernard [*fo.* 321], in behalf of the four suspended counsellors of Barbados, with Mr. Cooper and Mr. Dodd their counsell, on the one side, and the Barbados agents in the behalf of Sir Beville Granville, with Sir Thomas Powis and Mr. Pooley their counsell attending on the other; her Majesty's Order in Councill of the 21st of September last upon the petition of George Lillington, Michael Tyrrell, David Ramsay and Benjamin Cryer, praying to be restored to their places in the Councill of Barbados, from which they had been suspended by Sir Beville Granville, Governor of that island, as also her Majesty's Order in Councill of the 1st instant upon another petition of the said suspended counsellors, directing the Board to proceed upon the papers lately received from Sir Beville Granville, were read.

Then the councill (*sic*) for the petitioners said that they did not object against her Majesty's power of suspending and even of turning out counsellors when she should see fit; nor did they dispute the Governor's power of suspending; but that power being limited by his instructions, he could not suspend any counsellor arbitrarily (as they believe he had done in this case), he being required by his instructions, upon such suspension, to send over his reasons with the proofs for his so doing; and, therefore, if he had complyed with his instructions in transmitting the said reasons and proofs, they were ready to hear the same and reply thereunto. But if he have not sent the same, then they doubted not but the Board would look upon the said suspension as an arbitrary and unjustifiable proceeding, and hoped their lordships would accordingly represent it to her Majesty.

Sir Thomas Powis and Mr. Pooley for Sir Bevil.

Then the counsell for the Governor said that he had sent over his reasons for suspending the said four counsellors, and in that

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had complyed with his instructions; but they objected to the method proposed by the other side, and alledged that, the petition begining with a charge upon the Governor, they ought to proceed upon that part first, and that it was incumbent upon the petitioners to make good the same. That no ill consequence had happened, but, on the contrary, all things had gone well since the said suspension; therefore they saw no reason why they should not proceed methodically, beginning with that which is first laid in the petition.

The council for the petitioners reply.

To which the counsell for the petitioners replyed, that the Governor, having suspended the said counsellors upon reasons best known to himself, was in reallity the first complainant, and therefore he ought first to make good his charge against the said counsellors by proof, according to his instructions; that they were ready to enter upon that part, and desired that, according to her Majesty's foresaid order of the 1st instant, their lordships would proceed upon it, and that they would undertake to make good their charge against the Governor, if they might obtain her Majesty's letter impowering the petitioners to take examinations in Barbados, as they had formerly desired.

Both sides withdraw.

The counsell thus disagreeing upon which part of the petition they were to begin, both sides were ordered to withdraw, and their lordships resolved that the counsell for the Governor should assign the reasons for the suspension of the said four counsellors, and that the others should answer thereunto, and being called in again they were acquainted therewith.

Are called in again.

Counsel for the Governor.

Then the counsell for the Governor said that the petitioners were suspended for incouraging faction and not attending in Councill, and produced the minutes of Councill of the 9th of June last [E., *fo.* 3] in proof thereof, which were read. And in order to prove that there was a faction in the island, which had obstructed all publick business, even before the Governor's arrival, they refer'd to the representation of this Board of the 26th of October last, as also to Mr. Attorney and Mr. Sollicitor Generall's report of the 1st of February last thereupon, which were read. They further refer'd to the Governor's speech to the Assembly, taking notice of the ill condition of the island, and advising them to lay aside animosities &c. in the minutes of Councill of the 14th of September, 1703, which were read. They added that, notwithstanding the Governor's said speech, eight of the members of the Assembly continuing still in the said factious disposition, and taking advantage of a custome settled amongst them that fifteen should make a quorum, absented themselves, and thereby obstructed all publick business in the Assembly; upon which the Governor writ a letter to the Speaker, dated the 2nd of November, 1703 [*No.* 4; *fo.* 1], taking notice of their delays and recommending to them dispatch in the publick business of the island, which was read. They further produced an address of the 9th of November, 1703, from twelve of the Assembly to the Governor [in the minutes of the Councill, B. 28], charging several of their own members with causing a stagnation in the publick business, which was read. They produced the Governor's speech to the Assembly the 16th of March, 1703 [Minutes of Councill, C. 21], further taking notice of the ill state of the island by reason

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of these absenting members not attending their duty, and requiring them to repair to their House for dispatch of the publick business; as also another representation of twelve of the Assembly to the Governor [Minutes of Councill, D. *fo.* 2] further charging the absenting members with breach of duty, as also the minutes of the 26th of May, 1704 [E. 1 and 2], to shew that the absenting members still persisted in the neglect of their duty; all which were read.

Upon which the counsel observed that having made out that there was a faction carryed on in the Assembly, if now they did shew that the petitioners countenanced, or at least did not censure, according to their duty, such obstructors of the publick business, they doubted not but that the charge of faction would plainly appear to their lordships to be fully made out. And in order thereunto they produced the minutes of Councill of the 8th of February, 1703 [C. *fo.* 7], where the Governor declares to the Councill that the want of money in the Treasury for the pressing and publick services of the island was occasioned by the absenting members, and desired them to consider of some method how to prevent such inconveniencies. They also produced the minutes of Councill of the 9th of March, 1703 [C. *fo.* 17], where the Governor asks the Councill's opinion about the absenting members, who unanimously declared *that the said members had not done their duty in respect of the people that chose them;* upon which the Governor further asking their opinion whether the said absenting members should be continued in any imployments civil or military, three of the said petitioners, viz. :—Mr. Lillington, Mr. Tyrrell and Mr. Cryer were not of opinion for turning them out immediatly, but that they should be summon'd to attend the Assembly on some short day, and if they did not then appear, that (unless they had some lawfull excuse) they should be removed from their places. But others of the Councill were of opinion that they should be immediatly removed.

Then the counsel for the Governor further observed that the said absenting members having been summoned, according to the foresaid advice, but not attending, the Governor again asked the Councill's opinion thereupon [D. *fo.* 7], who all agreed that they had not performed the appointments of her Majesty's writ, or the trust reposed in them by the people. Upon which the absenting members being summoned before the Councill the 26th of May, 1704, and admonished by the Governor to apply themselves to their duty, and reprimanded for their neglect thereof, they declared [E. *fo.* 1] *that when any Bills were before their House which they believed for the service of the country and the honour of the Queen they would attend, and when they believed the Bills to be otherwise, they would absent themselves again,* and desired time to offer some matters in favour of themselves. Whereupon the Governor asked again the opinion of the Councill whether the said absenting members ought not to be removed, and the four suspended counsellors gave their opinion that no determination might be taken till the said members had been heard, though others of the Councill were of opinion that they ought to be removed. Upon which the Councill was adjourned to the 6th of June [E. *fo.* 2]; but three of the suspended counsellors

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not attending then, there was not a quorum of the Councill, so that no determination could be taken, and they were again adjourned to the 9th [E. 3], at which time two of the said counsellors being again absent, and the Governor finding that the publick business was obstructed by their frequent absenting themselves, and that they did not give him the assistance he expected from them, he suspended the said Lillington, Tyrrel, Ramsey and Cryer.

And, in order to shew how oft the said counsellors had been absent, the counsel for the Governor refer'd to the minutes of Councill of the 18th and 25th of May, 1703, the 8th and 9th of June, the 6th and 19th of July, the 4th and 13th of August, 14th and 28th of September, the 5th, 6th, 12th, 19th and 26th of October, the 9th, 16th, 23rd and 24th of November, the 1st, 20th and 21st of December, 1703, the 9th, 14th, 16th and 21st of March, 170$\frac{3}{4}$, the 8th and 28th of April, and 6th and 9th of June, 1704.

Then the counsel for the Governor insisted that they had made out the charge of faction and non-attendance against the said suspended counsellors. They further insisted that no ill consequence had happened from the said suspension; but, on the contrary, that all things had gone well, the debts of the island had been provided for by a Bill for a tax, which has been actually levyed, and a sloop and a brigantine fitted out in the country's service, and they called upon Mr. Holder and Colonel Cleland, who affirmed the same, and they produced the affidavits of Mr. Foulerton and Mr. Bates to prove the qualifications of several of the officers put in the places of those turned out.

Counsel for the petitioners' answer.

Then the counsell for the petitioners alledged that the only method for curing the pretended faction of the absenting members of the Assembly was by a dissolution of the Assembly, according to the advice of the said suspended counsellors. They owned that faction was a good cause for suspension, and even for deprivation, if it were made out; but nothing of that nature appeared, for the suspended counsellors had several times censured the absenting members in Councill, and if they differed in opinion from the Governor in relation to the punishing the said absenting members, that was not to be imputed as a crime, for by her Majesty's instructions they were allowed liberty and freedom of debate and voting; and as for their absenting, it never had been objected to them as a fault till the day of their suspension; that no notice had been taken of the other counsellors who had frequently been absent; and that none had been more diligent in their attendance than Mr. Lillington and Mr. Cryer. And in order to give a good character of the said suspended counsellors, they produced the affidavits of Colonel John Kirton, Roger Webb, Colonel Tyrrell, Colonel Maycock, Edmond Bedingfield, and a letter from the Lord Grey to that effect; and then further called upon Mr. Heysham and Mr. Ball, who confirmed the same. But it being observed that some of the affidavits make mention of the Bill by which they pretend the Governor might have got 3,000*l.* had it past, Mr. Heysham was asked whether the said Bill was brought into the Assembly by the Governor's direction or procurement; he answered that he did not know who promoted it.

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Council for the Governor's reply.

Then the counsel for the Governor observed that three of the foresaid affidavits (viz., of Mr. Kirton, Mr. Tyrrell and Mr. Maycock) were of parties to the complaint of the Assembly men against the Governor, and therefore no stress ought to be laid upon them; that it did not appear that the Governor had suspended the said counsellors out of any malice or prejudice against them, but meerly for the publick good, and that there had been no objection to the administration in Barbados since the alteration of counsellors and other officers. They further took notice that the foresaid Bill, which was so much feared by the petitioners, had not been moved in the new Assembly, which was some proof that the Governor was not concerned in promoting it in the former Assembly. And they further observed that if the Governor had dissolved the Assembly upon the forementioned advice of the suspended counsellors, no benefit would have accrued thereby, because the said counsellors being still in place they would have so influenced the elections that the same persons would have been chosen again. That the charge of faction had been made out against the petitioners; for though they had agreed that the absenting Assembly men had violated the trust reposed in them, yet they were so tender of them that they would not consent to their removal from their places, which ought to be looked upon as an abetting or incouraging the said Assembly men in their factious proceedings.

Connecticut. Rhode Island.
The agents to attend.

Ordered that Sir Henry Ashhurst and Mr. Wharton [*fo.* 323, 341] have notice to attend the Board on Tuesday morning next, in order to receive from their lordships the charge against the governments of Connecticut and Rhode Island, pursuant to her Majesty's Order in Councill of the 12th of February last.

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March 26. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Connecticut. Rhode Island.
Letters to the agents with copies of the charge against them.

Their lordships agreed upon the draught of a charge against the proceedings of the charter governments of Connecticut and Rhode Island [*fo.* 340, 358], and ordered copies thereof to be sent to Sir Henry Ashhurst and Mr. Wharton, agents for those colonies.

New Yorke.
Letter to the Governor.

A letter to the Lord Cornbury, Governor of New Yorke [*fo.* 324], was signed.

Virginia.
Letter to the Governor.

A letter to Colonel Nicholson, Governor of Virginia [*fo.* 324], was signed.

Jamaica.
Letter from Board of Ordnance about death of the ingineer.

A letter from the Board of Ordnance, signifying the death of Mr. Bell, ingineer at Jamaica, and desiring to know whether it be necessary that another be sent in his place, was read, and an answer thereunto signed.

Barbados.
Affidavit of William Griffith about the characters of the four suspended counsellors.

Mr. Bernard presented to their lordships the affidavit of William Griffith, relating to the character of Mr. Lillington, Mr. Tyrrell, Mr. Ramsey and Mr. Cryer, which was read.

Report on complaints against the Governor.

Then their lordships proceeded in the consideration of the draught of a report [*fo.* 328, *et infra*] upon the complaints exhibited against Sir Beville Granville, Governor of Barbados, and made some progress therein.

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Post meridiem.

Present :—Lord Dartmouth, Mr. Cecill, Mr. Blathwayt, Mr. Prior.

Their lordships made a further progress in the abovementioned draught of a representation [*v. supra* and *infra*] upon the complaints against Sir Beville Granville, Governor of Barbados.

March 27. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados. *Representation upon complaints against the Governor.*

A further progress was made in the draught of a representation [*fo.* 342, and *infra*] upon the complaints exhibited against Sir Beville Granville, Governor of Barbados, by seven of the members of the late Assembly there.

Post meridiem.

Present :—Lord Dartmouth, Mr. Cecill, Mr. Blathwayt, Mr. Prior.

To be transcribed.

Their lordships went through the foresaid draught of a representation [*v. supra* and *infra*], agreed the same and ordered it to be transcribed.

March 28. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados. *Representation about suspended counsellors.*

A representation [*v. supra* and 344] upon the petition of George Lillington, Michael Tyrrell, David Ramsey and Benjamin Cryer, praying to be restored to their places in the Councill of Barbados, from which they had been suspended by Sir Beville Granville, was agreed, and added to the representation upon the petition of the absenting members of the late Assembly agreed at the last meeting, and ordered to be transcribed.

Barbados. *Letter to Sir John Colleton about Mr. James Colleton being of the Council.*

Ordered that a letter be writ to Sir John Colleton [*fo.* 348] to know if he have any objection why Colonel James Colleton should not be confirmed by her Majesty of the Councill of Barbados.

Leeward Islands. *Letter from Mr. Secretary Hedges. Colonel Park, Governor.*

A letter from Mr. Secretary Hedges of the 27th instant, directing a commission and instructions to be prepared for Colonel Park [*fo.* 345, 383] to be Governor of the Leeward Islands in the room of Sir William Matthew, deceased, was read, and directions given for preparing the said commission and instructions accordingly.

March 29. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados. *Representation on complaints of members of Assembly and suspended counsellors.*

A representation [*fo.* 343, 376 ; K. *fo.* 25, 28] upon the complaints exhibited against Sir Beville Granville, Governor of Barbados, by seven members of the Assembly of that island, as also upon the petition of Mr. Lillington, Mr. Tyrrell, Mr Ramsey and Mr. Cryer, praying to be restored to their places in the Councill from which they had been suspended, was signed.

Leeward Islands. *Representation with commission for Colonel Park to be Governor.*

A representation for laying before her Majesty the draught of a commission for Colonel Park [*fo.* 344, 371] to be Governor of the Leeward Islands, was signed.

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March 30. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Plantations General. *Letter from Mr. Secretary Hedges about Dummer's petition relating to powder money.*

A letter from Mr. Secretary Hedges [*fo.* 347] of the 28th instant, refering to the Board a petition of Mr. Edmond Dummer, praying that the duty of powder money may not be demanded of his packet boats in the West Indies, was read ; and thereupon ordered that the Acts for laying the said duty in the respective islands be lookt out and laid before the Board.

Letter from Mr. Bridges relating to salutes, &c.

A letter from Mr. Bridges, Surveyor General of the Ordnance, inclosing a copy of the orders and instructions relating to salutes from garrisons, castles, forts &c., was read.

Maryland. *Order of Councill on petition of Sir Thomas Lawrence for preserving the secretary's rights, &c.*

Sir Thomas Lawrence attending, the Order of Councill of the 2nd January last [*fo.* 319] upon his petition praying that directions may be sent to Maryland for settling and preserving the secretary's office there, was again read ; whereupon their lordships agreed to write to Colonel Seymour [*fo.* 352] that he preserve, as much as may be, the antient rights of her Majesty's patent offices, and that he give all protection to the secretary and other patent officers, and, in case such a Bill be past as Sir Thomas Lawrence mentions in his foresaid petition, that Colonel Seymour sent it over immediatly, with his reasons for passing the same.

New England. *Draught of a letter to Colonel Dudley.*

The draught of a letter to Colonel Dudley [*fo.* 355], Governor of the Massachusets Bay and New Hampshire, was agreed and ordered to be transcribed.

Plantations General. *Letter from Mr. Burchet about salutes, &c.*

Letter from Mr. Burchet of yesterday's date, inclosing a copy of instructions relating to salutes from garrisons in the plantations &c.

April 2. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

Virginia. *Order of Councill about settling ports.*

An Order of Councill of the 29th of the last month, refering to the consideration of this Board a report from the Commissioners of the Customes, and one from the Lord High Treasurer upon a memorial from the Virginia merchants, relating to the settling of ports in Virginia, was read ; and thereupon ordered that the Virginia merchants be summoned to attend their lordships to-morrow at ten of the clock in the morning ; [*fo.* 349] and further ordered that the Acts for cohabitation and settling of ports in Virginia be lookt out.

Merchants summon'd.

Acts to be looked out.

Letter from Mr. Secretary Hedges for commission, &c. for Colonel Nott to be Governor.

A letter from Mr. Secretary Hedges of this date, directing the Board to prepare the commission and instructions for Colonel Edward Nott [*fo.* 351, 359] to be Governor of Virginia, was read ; and directions given for preparing the commission to be laid before her Majesty on Thursday next.

Plantations General. *Letter to Mr. Secretary Hedges upon Dummer's petition about duty of powder money, with draught of a letter to the Governors for an exemption thereof.*

A letter to Mr. Secretary Hedges, in answer to his of the 28th of the last month [*fo.* 345], relating to Mr. Dummer's desire that his packet boats may be exempted from paying the powder duty and all other duties in the plantations, inclosing to Mr. Secretary the draught of a letter to be writ to the Governors of the said plantations for suspending the levying the said powder duty, and for indeavouring to get Acts past in the respective Assemblies for exempting the said packet boats from paying the same, was signed.

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Barbados.
Memorial from Sir John Colleton against Mr. Colleton's being of the Councill till the cause between them be determined.

A memorial from Sir John Colleton [*fo.* 344] praying their lordships' directions to Sir Beville Granville, that he take care that Mr. James Colleton may not, by virtue of his being one of her Majesty's Councill, any ways impede or obstruct the proceedings at law of the said Sir John against the said Mr. Colleton, was read; and thereupon ordered that a letter be writ to Sir Beville Granville [*fo.* 353], directing him not to admit the said Mr. Colleton to sit as judge in any of the courts in that island, nor in Councill upon any writ of error or appeal any ways relating to this cause, till the suit between him and Sir John Colleton be determined.

Letter to the Governor thereupon.

Plantations General.
Reference from Mr. Secretary Harley on Mr. Bridger's petition.

A reference from Mr. Secretary Harley of the 29th of the last month [*fo.* 325, 349] upon a petition of Mr. Bridger to her Majesty, praying that he may be appointed Surveyor General of the woods in America, and that he may be imployed in promoting and incouraging the production of naval stores in the plantations, was read; and thereupon ordered that a letter be prepared to Mr. Secretary Harley in answer thereunto.

April 3. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Plantations General.
Letter to Mr. Secretary Harley. Bridger.

A letter to Mr. Secretary Harley in answer to his reference upon the petition of Mr. Bridger, mentioned in yesterday's minutes, was signed [*fo.* 348].

Letter to Mr. Secretary Hedges with draught of circular letter to Governors on the continent. Naval stores.

A letter to Mr. Secretary Hedges inclosing to him the draught of a circular letter [*fo.* 352] to the Governors on the continent of America, relating to the production of naval stores, for his consideration thereof, was signed.

Virginia.
Merchants about settling ports, &c.

Mr. Perry with other Virginia merchants attending [*fo.* 347], her Majesty's Order in Councill of the 29th of the last month upon their memorial relating to the settling of ports in that colony, mentioned in yesterday's minutes, was read; and several questions being asked them, they said that they did not mean that the said ports should be settled till towns and warehouses could be built at the places that should be agreed upon; and therefore they only desired that her Majesty would please to give an instruction to Colonel Nott that he move the Assembly to pass an Act for setting out of lands for building the said towns and warehouses on, in order to be ports; but that the said places be not reckoned as ports till two years after the passing the said Act. And they promised to bring to their lordships on Thursday next a list of the names of such places [*fo.* 351], as they conceived proper for that purpose. And in the meantime their lordships gave directions for preparing the draught of a representation thereupon [*fo.* 351].

Draught of representation thereupon.

Barbados.
Mr. Heysham, &c. about Mr. Downes

Mr. William Heysham with his brother presented to their lordships [*fo.* 411] an answer to Sir Beville Granville's reasons for not admitting Mr. Downes into the Councill of Barbados; and they were acquainted that that matter did not properly lye before their lordships, but that their best way would be to apply to her Majesty.

April 5. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

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Virginia.
Several merchants about ports.

Mr. Perry with several Virginia merchants presented to their lordships a list of the names of the places they conceive proper to be established as ports in Virginia, which was read [*fo.* 350].

Representation about ports.

A representation in obedience to her Majesty's Order in Councill of the 29th of the last month [*fo.* 350, 352] relating to settling of ports in Virginia, was signed.

Representation with instructions for Colonel Nott.

A representation for laying before her Majesty the draught of a commission for Colonel Nott [*fo.* 347, 371] to be Governor of Virginia, was signed.

Memorial from Sir Thomas Frankland about letter of revocation for Colonel Nicholson.

A memorial from Sir Thomas Frankland, desiring her Majesty's letter of revocation to Colonel Nicholson, was read; [*fo.* 352] and ordered that presidents of such letters be look'd out.

New Jersey.
Memorial from Mr. Dockwra. Lord Cornbury.

Mr. Dockwra, Mr. Cox and Mr. Sonmans presented to their lordships a memorial relating to New Jersey, which their lordships resolved to take into consideration at the first opportunity.

April 11. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

New England. Plantations General.

Ordered that the draught of a letter be prepared to Mr. Secretary Hedges, to remind him of the letters writ him the 2nd of February last and the 3rd instant relating to pirates seized in New England [*fo.* 256, 349, 355] and to a circular letter relating to the late Act for incouraging the importation of naval stores from America.

Pirates.

Naval stores.

Virginia.
Order of Council about ports.

An Order of Councill of the 5th instant upon a representation [*fo.* 351] of the same date relating to the settling of ports in Virginia, approving the same and directing the Board to prepare an instruction to Colonel Nott, as is proposed in the said representation, was read, and directions given for preparing the said instruction accordingly [*fo.* 358].

Instruction to be prepared for the Governor.

Letter of revocation to Colonel Nicholson.

The draught of a letter for her Majesty's signature for the revocation of Colonel Nicholson [*fo.* 351, 354] from the government of Virginia, as also a letter inclosing the same to Mr. Secretary Hedges, were agreed and ordered to be transcribed.

Maryland.
Letter to the Governor about Sir Thomas Lawrence.

A letter to Colonel Seymour [*fo.* 346, 354] upon Sir Thomas Lawrence's petition mentioned in the minutes of the 30th of the last month, was agreed and ordered to be transcribed.

Barbados.
Letter to the Governor about Sir John Colleton.

A letter to Sir Beville Granville upon Sir John Colleton's memorial [*fo.* 348, 354] relating to Mr. James Colleton's being of the Councill of Barbados mentioned in the minutes of the 2nd instant, was agreed and ordered to be transcribed.

Newfoundland.
Letter from Mr. Thurston about stay of the soldiers.

A letter from Mr. Thurston desiring to know whether the company of soldiers at Newfoundland are to stay there or to be relieved, was read, and directions given for preparing a letter to Mr. Secretary Hedges [*fo.* 354] thereupon, and further ordered that a letter be writ to Mr. Burchet to inquire when the Newfoundland convoy will be ready to saile [*fo.* 355].

Letters to Mr. Secretary Hedges and Mr. Burchet to be prepared thereon.

Plantations General.
Commissions for trying of pirates.

Ordered that Mr. Baker be desired to dispatch the commissions for trying of pirates in America [*fo.* 113, 357], in order to be sent by the ships now bound for those parts.

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Their lordships took into consideration the Lord Cornbury's letters of 14th January, 170$\frac{3}{4}$, and 4th of November last [*fo.* 256, 257], relating to his government of New Jersey, which were read the 2nd of February last and made some progress therein; and ordered that Mr. Dockwra, Mr. Dockminique and the other proprietors [*fo.* 356, 357] be summoned to attend their lordships on Friday morning next.

New Jersey. *Lord Cornbury's letters under consideration.*

Proprietors to be summoned.

April 12. Present:—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A letter from Mr. Thurston with an account of the necessaries annually sent for the company of soldiers at Newfoundland, was read, and a letter to Mr. Secretary Hedges, as directed in yesterday's minutes [*fo.* 353] inclosing also the said account, was signed.

Newfoundland. *Letter from Mr. Thurston about necessaries for soldiers.*

A letter to Mr. Secretary Hedges, with the draught of a letter for her Majesty's signature for the revocation of Colonel Nicholson [*fo.* 352, 363] from the government of Virginia, was signed.

Virginia. *Letter to Mr. Secretary Hedges with draught of one to Colonel Nicholson recalling him home.*

A letter to Colonel Seymour upon the petition of Sir Thomas Lawrence [*fo.* 352; K. *fo.* 119], relating to the secretary's office in Maryland, as mentioned in yesterday's minutes, was signed.

Maryland. *Letter to the Governor about Sir Thomas Lawrence.*

A letter to Sir Beville Granville upon Sir John Colleton's memorial [*fo.* 353] as mentioned in yesterday's minutes, was signed.

Barbados. *Letter to the Governor about Sir John Colleton.*

A memorial from Mr. Jennings desiring the Board's recommendation of him to the Admiralty for his passage to Virginia [*fo.* 358] in one of the men-of-war now bound thither, was read; and a letter ordered to be writ to Mr. Burchet accordingly.

Virginia. *Mr. Jennings' memorial about his passage to Virginia.* *Letter to Mr. Burchet thereupon.*

A letter to Colonel Dudley, Governor of New England [*fo.* 346], was signed.

New England. *Letter to the Governor.*

A letter to Mr. Secretary Hedges relating to the pirates condemned in New England [*fo.* 352, 359], and to a circular letter for inclosing the Act for incouraging the importation of naval stores [*fo.* 352, 360] from the plantations, as agreed at the last meeting, was signed.

Letter to Mr. Secretary Hedges about pirates.

Plantations General. *Naval stores.*

April 13. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

A letter from Mr. Fawler in the absence of Mr. Burchet, secretary to his royal highness the Lord High Admiral [*fo.* 353], signifying that the Newfoundland convoy were sailed for the Downes in order to their proceeding to Newfoundland, was read, and a letter writ to him inclosing the usual heads of inquiry [*fo.* 364] to be sent to the Commodore of the said convoy for his answers thereunto.

Newfoundland. *Letter from Mr. Fawler about convoy.*

Answer with heads of inquiry.

A letter to Mr. Secretary Hedges inclosing the draught of a commission impowering the Commodore of the Newfoundland convoy to command at land during his stay there, was signed.

Newfoundland. *Letter to Mr. Secretary Hedges with draught of a commission for Commadore to command at land.*

1705.

Virginia.
Memorial from Colonel Nott to stop the fleet ten days.

Colonel Nott presented to their lordships a memorial setting forth that he could not have his dispatches so as to be ready to go along with the Virginia fleet the 20th instant, and praying that the said fleet may be stopt ten days longer, or that a man-of-war may be ordered to stay for him, was read; and a letter to Mr. Secretary Hedges, inclosing the said memorial to be laid before her Majesty, was signed.

Letter to Mr. Secretary Hedges thereon.

Leeward Islands.
Letter from Mr. Secretary Hedges with several Spanish and French letters.

A letter from Mr. Secretary Hedges of the 12th instant [*fo.* 369] inclosing several Spanish and French letters taken on board a ship coming from Martinico, and desiring the Board to see if there be anything for her Majesty's service in them, was read.

New Jersey.
Mr. Docmenique at the Board about complaints against Lord Cornbury.

Mr. Docmenique attending [*fo.* 353], acquainted their lordships that he had not yet been able to get a court of the proprietors of West New Jersey, and, therefore, could not give their lordships any answer to the papers from the Lord Cornbury that had been communicated to him; whereupon he was desired to bring a memorial [*fo.* 360] of what he and others might have to offer, on Tuesday next at furthest.

New Jersey.
Mr. Dockwra, &c. Method of choosing Assembly men.

Mr. Dockwra and Mr. Cox attending [*fo.* 353, 358], and being asked about the method of choosing Assembly men in New Jersey, they said that they thought it might be for the good of the province that the Assembly men be elected as follows, viz.:—Two for the town of Perthamboy in East New Jersey, and two for each county, there being five counties in the said division; two for the town of Burlington in West New Jersey, and two for each county; but, there being but four counties in that division, they offered that two might be chosen for the town of Salem in the said division, which together make up the number of twenty-four, as is limited by her Majesty's instructions to the Lord Cornbury.

Persons to be recommended for counsellors.

They further proposed that there being two vacancies in the Council of New Jersey, their lordships would be pleased to recommend Mr. Sonmans to her Majesty [*fo.* 378] to fill up one of the said vacancies, which their lordships resolved to consider of at their next meeting, and they now agreed to recommend Mr. Cox to her Majesty to fill up the other vacancy.

Plantations General.
Commissions for trying of pirates.

Mr. Henry Baker [*fo.* 353, 361] presented to their lordships nine commissions for the tryal of pirates in America as follows:—One for the Massachusets, New Hampshire and Rhode Island, one for New Yorke, New Jersey and Connecticut, one for Maryland and Pennsylvania, one for Virginia and Carolina, one for Jamaica and the Bahama Islands, one for the Leeward Islands, one for Barbados, one for Bermuda, and one for Newfoundland.

April 16, Present:—Lord Dartmouth, Mr. Cecill, Mr. Blathwayt, Mr. Prior.

Virginia.
Letter from Mr. Fawler about Mr. Jennings's passage.

A letter from Mr. Fawler signifying that his royal highness the Lord High Admiral's Council had given directions for Mr. Jennings and his servants passage in one of the men-of-war bound for Virginia [*fo.* 354], was read.

New Yorke. New England. Proprieties.

The draughts of letters to the Lord Cornbury and Colonel Dudley [*fo.* 341, 361], inclosing a charge against the charter governments of

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Connecticut and Rhode Island, were agreed and ordered to be transcribed.

Letters to Lord Cornbury and Colonel Dudley with charge against Connecticut and Rhode Island.

The draught of an additional instruction to the Lord Cornbury relating to the method of choosing Assembly men in New Jersey [*fo.* 357] was agreed.

New Jersey. *Letter to Lord Cornbury about Assembly men.*

The draught of an instruction to Colonel Nott, Governor of Virginia [*fo.* 352] relating to the settling of ports in that colony, was agreed.

Virginia. *Draught of instruction about ports.*

April 17. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Colonel Nott returned to the Board the draught of his instructions for the government of Virginia, which had been communicated to him some days ago, and acquainted their lordships that he had no objections thereunto; whereupon ordered that the said instructions be transcribed [*fo.* 347, 362].

Virginia. *Colonel Nott's instructions.*

Mr. Cary desired their lordships to report upon an Act past at Antegoa the 3rd of July, 1704; whereupon the said Act, viz. :— *An Act for holding a court of chancery in this island by the Lieutenant Governor or President and Councill in the absence of the Commander-in-Cheif, and for the more speedy dispatch of causes in the said court,* was sent to Mr. Attorney General for his opinion in point of law.

Antego. *Act.*

The secretary acquainted the Board that Mr. Ellis had told him that, her Majesty having been pleased to pardon the pirates in New England [*fo.* 355], Mr. Secretary Hedges would write to Colonel Dudley accordingly. That Mr. Secretary thought fit to write himself the circular letter to the Governors on the continent of America relating to the late Act for incouraging the importation of naval stores from the plantations [*fo.* 355], the draught whereof was sent him the 3rd instant, and that the draught of a letter for her Majesty's signature to Colonel Dudley about Pemaquid and the Governor's salary, laid before her Majesty with a representation from this Board of the 11th January last, having been mislaid, he desired another copy thereof, which was ordered to be given him accordingly.

New England. *Pirates pardoned.*

Circular letter about naval stores writ by Mr. Secretary Hedges.

The draught of an additional instruction to Colonel Seymour, Governor of Maryland [*fo.* 363], relating to the settling of ports in that colony [*v.* Virginia, *fo.* 358], was agreed and ordered to be transcribed.

Maryland. *Draught of additional instructions to Colonel Seymour. Ports.*

Mr. John Field and Mr. Wyeth presented to their lordships a reference from Mr. Secretary Harley upon their petition to her Majesty in behalf of the Quakers in Connecticut, praying her Majesty's disallowance of an Act of that colony intituled *Hereticks* which was read; and thereupon ordered that a copy of the said petition, reference and Act be sent to Sir Henry Ashurst [*fo.* 366] for his answer thereunto.

Connecticut. *Mr Field &c. petition against an Act.*

Mr. Docminique presented to their lordships [*fo.* 356] a memorial containing some complaints of the Lord Cornbury's administration

New Jersey. *Memorial from Mr. Docminique against Lord Cornbury.*

1705.

in New Jersey, which was read, and their lordships agreed upon several heads to be writ to the Lord Cornbury thereupon.

April 18. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Plantations General. *Draught of circular letter to send commissions about pirates.*

The draught of a circular letter for transmitting the commissions for trying of pirates [*fo.* 357, 365] to the several Governors in America, was agreed and ordered to be transcribed.

New Jersey. *Letter to Lord Cornbury.*

A letter to the Lord Cornbury, relating to his government of New Jersey, was agreed and ordered to be transcribed.

Connecticut. Rhode Island. *Letters to Lord Cornbury and Colonel Dudley about irregularities.*

Letters to the Lord Cornbury and Colonel Dudley [*fo.* 358], inclosing to them the charges against the governments of Connecticut and Rhode Island, were signed.

Maryland. *Letter to Colonel Seymour.*

A letter to Colonel Seymour, Governor of Maryland [*fo.* 365], was agreed and ordered to be transcribed.

April 19. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Virginia. *Colonel Nott's instructions.*

Colonel Dudley Diggs to be of the Council.

Colonel Nott attending [*fo.* 359, and *infra*], his instructions for the government of Virginia were read and agreed. And Mr. Jennings, who attended at the same time, acquainted their lordships that Colonel Dudley Diggs having formerly been of the Councill of Virginia, and having been omitted in Colonel Nicholson's instructions, he desired to be restored to the same place in which he had been put by Sir Edmond Andros. Whereupon their lordships agreed to insert his name in Colonel Nott's instructions in the same place accordingly, and ordered that the list of persons recommended by Colonel Nicholson [*fo.* 364] to fill up vacancies in the Councill be laid before their lordships to-morrow, in order to the filling up the vacancy there by the death of Mr. Matthew Page.

Draft of representation to lay Colonel Nott's instructions before the Queen, and Instructions about trade.

Maryland. *Instructions about ports to Colonel Seymour.*

The draught of a representation [*fo.* 365] for laying before her Majesty Colonel Nott's instructions for the government of Virginia [*v. supra*] and his instructions relating to the Acts of trade, as also an additional instruction to Colonel Seymour, Governor of Maryland [*fo.* 360], about settling of ports in that colony, was agreed and ordered to be transcribed.

Plantations General. *Representation about seals.*

A representation [*fo.* 364] for laying before her Majesty new seals for New Hampshire, the Massachusets Bay, New Yorke, New Jersey, Maryland, Virginia, Barbados, the Leeward Islands and Bermuda, was agreed and ordered to be transcribed.

New Jersey. *Representation with additional instructions to Lord Cornbury.*

A representation [*fo.* 365] for laying before her Majesty the draught of an additional instruction to the Lord Cornbury, Governor of New Jersey, was agreed and ordered to be transcribed.

April 20. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

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Mr. Wilcox communicated to their lordships a letter from Mr. Secretary Hedges to Colonel Nicholson [*fo.* 354] signifying that her Majesty did not recall him from his government of Virginia upon account of any informations against him, or of any displeasure her Majesty has taken against him, which was read, and a copy thereof ordered to be taken.

Virginia. *Letter about Colonel Nicholson's revocation.*

A letter from Mr. Burchet of the 19th instant, signifying that her Majesty's ship the *Loestaff* was now in the Downes under orders to saile to New Yorke, and that the *Deptford* would shortly be at Portsmouth, from whence she is to saile in a little time to New England, was read; and thereupon ordered that the packets for the Lord Cornbury and Colonel Dudley be sent to the Postmaster General, to be sent to the Downes and Portsmouth, to be put on board those respective men-of-war.

New York. New England. *Letter from Mr. Burchet about ships going thither.*

Packets to Lord Cornbury and Colonel Dudley.

A letter from Mr. Burchet of the 17th instant, signifying that the heads of inquiry which were sent him the 13th instant [*fo.* 355], to be given to the Commodore of the Newfoundland convoy, have been sent to the said Commodore.

Newfoundland. *Letter from Mr. Burchet about heads of inquiry.*

Their lordships took into consideration the list of persons to fill up vacancies in the Councill of Virginia [*fo.* 362], and inserted the name of William Churchill instead of Matthew Page, deceased.

Virginia. *Counsellors' names.*

A representation [*fo.* 363, 371] for laying before her Majesty new seals for severall of the plantations, as mentioned in yesterday's minutes, was signed.

Plantations General. *Representation with new seals.*

A representation [*fo.* 362, 372] for laying before her Majesty Colonel Nott's instructions for the government of Virginia and his instructions relating to the Acts of trade, as also an additional instruction to Colonel Seymour, relating to the settling of ports in Maryland [*fo.* 370], was signed.

Virginia. *Representation with Colonel Nott's instructions, &c.*

Maryland. *Additional instructions about ports.*

A representation for laying before her Majesty the draught of an additional instruction to the Lord Cornbury [*fo.* 363, 370] relating to his government of New Jersey, was signed.

New Jersey. *Representation with draught of additional instructions to Lord Cornbury. Representatives.*

A letter to Colonel Seymour, Governor of Maryland [*fo.* 361] was signed.

Maryland. *Letter to Colonel Seymour.*

A letter to the Lord Cornbury relating to his government of New Jersey, was signed.

New Jersey. *Letter to Lord Cornbury.*

Circular letters to the Governors of the Massachusets Bay, New Yorke, Maryland, Virginia, Jamaica, Barbados, Leeward Islands, and Bermuda [*fo.* 361], inclosing her Majesty's commission for the tryal of pirates, were signed.

Plantations General. *Circular letters about pirates, &c.*

April 24. Present:—Lord Bishop of London, Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A letter from Mr. Secretary Hedges of the 21st instant [*fo.* 379], upon a representation of this Board of the 18th of January last upon the petition of the Canary merchants [*fo.* 234], desiring to know in what particulars Mr. Raworth has not complyed with the literal

Trade. *Letter from Mr. Secretary Hedges relating to the Canary merchants.*

1705.

sense of her Majesty's licence for sending two ships with convoy to the Canaries, was read; and thereupon ordered that the papers relating to that affaire be laid before the Board at their next meeting.

Connecticut.
Letter from Sir Henry Ashhurst about Quakers' petition.

A letter from Sir Henry Ashhurst, desiring to be heard before their lordships report upon the petition of the Quakers [*fo.* 360, 375], against an Act of Connecticut, was read.

Leeward Islands.
Letter from Colonel Johnson.
Copy of an agreement for exchanging prisoners.
Letter to Mr. Secretary Hedges thereupon.
About trade to St. Thomas.

Letters from Colonel Johnson, Lieutenant Governor of Nevis, dated the 6th and 9th of February last, were read; as also the copy of an agreement made between him and the Governors of the French islands relating to the exchange of prisoners, were (*sic*) read; and thereupon ordered that a letter be prepared for transmitting the said agreement to Mr. Secretary Hedges [*fo.* 369], as also copies of paragraphs D. and E. of the aforesaid letter of the 6th of February relating to the trade of St. Thomas, and to the want of a man-of-war in the Leeward Islands.

Jamaica.
Letter from the Governor.

A letter from Colonel Handasyd, Governor of Jamaica, of the 27th of February last, was read; as also the following papers therein inclosed, viz. :—

Copy of the protection sent by Colonel Handasyd to some French who have revolted &c., and desire to come under her Majesty's government.

Minutes of Councill of the 22nd day of January, and 22nd day of February, 170$\frac{4}{5}$.

And thereupon ordered that copy of paragraph E., relating to the protection he has sent to some French that have deserted, be sent to Mr. Secretary Hedges.

Bermuda.
Letter from Colonel Bennet to the secretary.

A letter from Colonel Bennet to the secretary, dated the 28th December, 1704, was read.

Letter from him to the Board.

A letter from Colonel Bennet, Lieutenant Governor of Bermuda, to the Board, dated the — December last, as also the following papers therein inclosed, viz. :—

Papers inclosed.

Affidavit of Solomon Seares, relating to the boatswain of the hulk at Jamaica fraudulently disposing of some of her Majesty's stores.

Copy of the petition and affidavits of the company of soldiers at Bermuda against their Lieutenant.

Lieutenant Henley's petition to Colonel Bennet, praying that he will give credit for the petitioner's subsistence.

Proceedings at a Court of Assize against Lieutenant Henley &c., held the 8th of November, 1704.

An Act for the speedy payment of bills and costs at common law and Courts of Chancery in these islands.

An Act for punishing of officers and soldiers under pay that shall mutiny or desert in her Majesty's Bermuda or Summer Islands in America.

An Act to prevent the insolency of negroes and slaves.

Representation to be prepared on what he writes about Lieutenant Henley.

And thereupon ordered that a representaton [*fo.* 369] be prepared for laying before her Majesty what Colonel Bennet has writ relating to the tryal of Lieutenant Henley.

1705.

April 26. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados. *Letter from the Governor.*

A letter from Sir Beville Granville, Governor of Barbados, dated the 31st of January last, was read, and the papers therein refer'd to laid before the Board and are as follows :—

Publick papers.

Naval officers' list of ships entred and cleared from the 25th March, 1704, to the 24th June following exclusive.

Naval officers' list of ships entred and cleared from the 25th June, 1704, to the 24th September following, both inclusive.

Naval officers' list of ships entred and cleared from the 25th September, 1704, to the 24th December following inclusive.

Two Acts past in Barbados the 27th September and 4th October 1704.

Several Acts past in September, October, November, December, 1704, and January, 170⅘.

Leeward Islands. *Letter to Mr. Secretary Hedges about Spanish and French letters.*

A letter to Mr. Secretary Hedges, in answer to his of the 12th instant, returning to him the French and Spanish letters [*fo.* 356] taken on board a ship coming from Martinico, was signed.

Letter to Mr. Secretary Hedges about trade to St. Thomas and exchange of prisoners.

Another letter to Mr. Secretary Hedges, inclosing the extract of a letter from Colonel Johnson, Commander-in-Chief of the Leeward Islands [*fo.* 366], relating to the trade of St. Thomas, as also an agreement with the French islands for exchange of prisoners, was signed.

Jamaica, Barbados, Leeward Islands, Bermuda. *Letters to the Governors.*

Letters from the Board to the Governors of Jamaica, Barbados, the Leeward Islands and Bermuda, were signed.

Bermuda. *Representation about Lieutenant Henley and for repealing an Act about negroes, &c.*

A representation relating to the tryal of Lieutenant Henley in Bermuda [*fo.* 368, 372], and to the repeal of an Act lately past [*fo.* 370] there for preventing the insolency of negroes and other slaves, was signed.

April 27. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Pennsylvania. *Letter from Mr. Clement about Mr. Penn's surrender.*

A letter from Mr. Simon Clement, inclosing the conditions upon which Mr. Penn [*fo.* 318, 373] was willing to surrender his government, as also the powers he was willing to surrender, which were read, and resolved to be taken into consideration at the next full Board.

Maryland. *Copy of an order of Council on representation about ports.*

Copy of an Order of Councill of the 23rd, approving the draught of an additional instruction for Colonel Seymour, Governor of Maryland [*fo.* 365], relating to the settling of ports in that colony, laid before her Majesty with a representation of this Board of the 20th instant, was read.

New Jersey. *Copy of an order of Council upon representation relating to Assembly men.*

Copy of an Order of Council of the 23rd instant, approving the draught of an additional instruction for the Lord Cornbury [*fo.* 372], relating to his government of New Jersey, laid before her Majesty with a representation of the 20th instant [*fo.* 365], was read.

Bermuda. *Order of Council on representation for repealing an Act about slaves.*

An Order of Councill of the 26th instant upon a representation of the same date [*fo.* 369], repealing an Act lately pass'd at Bermuda for preventing the insolency of negroes and other slaves, was read.

1705.

Bermuda.
Letter to Lieutenant Governor.

A letter to Captain Bennet, Lieutenant Governor of Bermuda, inclosing to him her Majesty's foresaid order for repealing the said Act, was signed.

May 2. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

New York.
Copy of an order of Council on representation about recruits.

The copy of an Order of Councill of the 1st of March upon a representation [*fo.* 291] of the same date relating to recruits for New Yorke, refering the same to the Lord High Treasurer, was read.

Leeward Islands.
Copy of an order approving Colonel Park's commission.

The copy of an Order of Councill of the 29th of March upon a representation of the same date [*fo.* 345], approving Colonel Park's commission for the government of the Leeward Islands, was read.

Virginia.
Copy of an order of Councill approving Colonel Nott's commission.

The copy of an Order of Councill of the 5th of Aprill upon a representation of the same date [*fo.* 351] approving Colonel Nott's commission for the government of Virginia, was read.

Plantations General.
Copy of an Order of Councill on representation with new seals, &c.

The copy of an Order of Councill of the 23rd of Aprill upon representation of the 20th ditto [*fo.* 364, 377], with new seals and warrants for using the same in the plantations, approving the said representation, was read.

Virginia.
Order of Councill approving Colonel Nott's instructions.

The copy of an Order of Councill of the 23rd of Aprill, upon a representation of the 20th ditto [*fo.* 365], approving the draught of Colonel Nott's instructions for the government of Virginia, was read.

Bermuda.
Order of Councill for a new lieutenant for the company of soldiers.

The copy of an Order of Councill of the 26th of Aprill upon a representation of the same date [*fo.* 369], relating to a new lieutenant for the company of soldiers at Bermuda, approving the same, was read.

New Jersey. Maryland. Plantations General.
Letter to Mr. Secretary Hedges about instructions for Lord Cornbury, instructions about ports for Colonel Seymour and warrants for using the seals.

The secretary acquainted the Board that her Majesty had not signed the additional instructions to the Lord Cornbury [*fo.* 370, 377], relating to his government of New Jersey, the additional instruction to Colonel Seymour relating to the settling of ports in Maryland, nor the warrants for using the new seals in the plantations; whereupon their lordships immediatly writ a letter to Mr. Secretary Hedges, desiring him to lay the said instructions and warrants before her Majesty that, if possible, they may be sent by Colonel Nott, who is now gone to imbark on board one of the convoys for Virginia.

Miscellanies.
Six letters from Mr. Clifford. Answer.

Six letters from Mr. Jeronomy Clifford [*fo.* 319, 379], dated the 17th and 26th of March, the 17th, 20th and 30th of Aprill, and 1st instant, were read, and a letter thereupon writ to Mr. Clifford in answer thereunto.

Pennsylvania.
Mr. Penn about surrender.

Mr. Penn attending, his papers mentioned in yesterday's minutes to have been received from Mr. Clement [*fo.* 370, 386], were again read and returned to Mr. Penn for a further explanation.

May 3rd. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Virginia.
Letter from the Attorney General vindicating the Governor.

A letter from Mr. Thompson, Attorney General of Virginia, in vindication of Colonel Nicholson, being now received, was read.

1705.

Mr. John Bennet having acquainted the Board that he was informed by letters from his brother, the Lieutenant Governor of Bermuda, that Mr. Jones continued still to reflect and asperse his said brother, a letter was ordered to be writ by the Secretary to the said Jones, admonishing him to forbear reflecting on the Governor, and to live peacefully and respectfully with him.

Bermuda. *Mr. Bennet.*

Letter to Mr. Jones to forbear reflecting on the Governor.

Mr. Attorney General's report upon the Acts past at Barbados in March, 170½, and Aprill, 1702, as also the Acts themselves were read, and notes taken for a representation thereupon.

Barbados. *Mr. Attorney General's report on Acts.*

A reference from Mr. Secretary Harley of the 24th of the last month, upon a petition of several merchants and manufacturers of tobacco, complaining of the proceedings of the contractors with the Czar of Muscovy, was read; and thereupon ordered that Mr. Vaux [*v. infra*], secretary to the said contractors, be summoned to attend the Board to-morrow morning.

Trade. Virginia. *Reference from Mr. Secretary Harley about tobacco trade to Moscow.*

May 4. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Mr. Vaux [*v. supra*], secretary to the contractors with the Czar of Muscovy, attending, the petition of the merchants and manufacturers of tobacco, mentioned in yesterday's minutes, was again read; and Mr. Vaux acquainted their lordships that about a year ago the contractors sent over so great a quantity of tobacco in leaf that they had above three thousand hogsheads remaining upon their hands (the Muscovites being now desirous of rowl'd tobacco) and could not dispose of the same unless it were spun and rowled up; whereupon they had sent only one man and his wife to manufacture that tobacco and none else, and that they were desirous that the said man and his wife might be sent for back. He added that Mr. Joseph Martin and Mr. Robert Atwood had made a new contract with the Czar, by a clause of which they were obliged to send over manufacturers of tobacco; but they were to be released from that clause upon oath made that they could not procure such manufacturers. Mr. Vaux was thereupon desired to attend the Board again on Tuesday morning next; and ordered that Sir Jeoffry Jeoffries, Mr. Perry and other of the petitioners have notice to attend the Board at the same time [*fo.* 378].

Trade. Virginia. *Mr. Vaux about importation of tobacco at Moscow by contractors.*

Virginia merchants to be summon'd.

Sir Henry Ashhurst presented to their lordships a memorial, in answer to the petition of the Quakers [*fo.* 366, 398] against an Act of Connecticut mentioned in the minutes of the 17th of the last month [*fo.* 360], which was read.

Connecticut. *Memorial from Sir H. Ashhurst upon Quakers' petition.*

Mr. Attorney General's report upon the Acts past at Barbados in August, September, October and November, 1702, was read, and a progress made in considering the said Acts.

Barbados. *Acts.*

May 8. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Colonel Maycock, Colonel Tyrrell, Mr. Lillington and Mr. Bernard attending, they communicated to their lordships the copy of an Order of Councill of the 23rd of the last month [*fo.* 344, 380], refering back to this Board the consideration of the complaints against

Barbados. *Complaints to be reconsidered.*

1705.

Sir Beville Granville, Governor of Barbados, and desired to know whether their lordships had received the original order and papers refer'd to therein, who were acquainted that the Board had not received the same. Whereupon Mr. Bernard went to Sir John Stanley, who, coming to the Board, acquainted their lordships that the reason of his not producing the said papers was that they were busy in minuting the same, which they intended to lay before the Board on Thursday morning next.

Copy of Sir Bevil Granvill's proclamation against spreaders of false news.

Then Mr. Lillington communicated to their lordships the copy of a proclamation by Sir Beville Granville against the spreaders of false and malicious reports, as also the copy of Sir Beville Granville's order to the Postmaster of Barbados, relating to the delivering out of letters upon their arrival there by the packet boat, which were read.

Plantations General. Jamaica. *New seal.*

Mrs. Furnese presented to the Board a new seal for the island of Jamaica ; whereupon [*fo.* 383, 418] the secretary was ordered to give her a receipt for all the seals he has lately received from her [*fo.* 371 &c. ; K. *fo.* 303] viz. :—For New Hampshire, the Massachusets Bay, New Yorke, New Jersey, Maryland, Virginia, Jamaica, Barbados, the Leeward Islands and Bermuda.

Maryland. *Additional instruction about ports.*

New Jersey. *Additional instruction about members of Assembly.*

Plantations General. *Warrants for new seals.*

Sent to the Postmaster Generall.

The additional instructions to Colonel Seymour, Governor of Maryland, relating to ports, and to the Lord Cornbury [*fo.* 372 ; K. (*fo.*) 108] relating to his government of New Jersey, as also her Majesty's warrants to all the Governors in America, except Jamaica, for using of new seals, being now received from Mr. Secretary Hedges ; ordered that the said instructions, with the warrants and seals for the governments on the continent be inclosed to Colonel Nott, Governor of Virginia [*fo.* 391], and that all be sent to the Postmaster Generall with the desire of the Board that they be sent to Plymouth by a safe conveyance to be delivered to the said Colonel Nott on board the *Kingston* man-of-war, when that ship shall arrive there.

Trade. Virginia. *Merchants about manufacturing tobacco in Muscovy.*

Sir Jeffry Jeffries, Mr. Perry, Mr. Paggen, Mr. Corbin and other Virginia merchants attending [*fo.* 375], and being acquainted with what Mr. Vaux, secretary to the contractors with the Czar of Muscovy, had said at the last meeting ; they answered that though there was but one man and his wife sent over to manufacture the tobacco there, yet that was sufficient to teach that trade to the Czar's subjects ; that the tobacco now there was so old and tough that it could not be spun and rowled without being mixt with Circatia tobacco, which was evidently a detriment to the Virginia and Maryland trade ; and they affirmed that great quantities of tools for that manufacture had been sent over to Muscovy, and therefore they insisted that the said man and his wife ought to be sent for home, and the tools brought away with them. And in order thereunto they desired that the contractors themselves [*fo.* 381], viz. :—Mr. Edward Haistwell, Mr. Nathaniel Gould, Mr. William Dawson and Mr. Samuel Heathcote be o rdered to attend the Board on Thursday morning next, as also that the new contractors with the Czar, mentioned in the minutes of the 4th instant, have notice to attend at the same time, which was ordered accordingly.

1705.

A memorial from Mr. Dockwra proposing Mr. Sonmans to be of the Councill of New Jersey [*fo.* 357, 393] was read; whereupon their lordships agreed to take that matter into consideration on Thursday morning next.

New Jersey. *Memorial from Mr. Dockwra about Mr. Sonman's being of the Councill.*

May 9. Present:—Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

A letter to Mr. Secretary Hedges, in answer to his of the 21st of the last month [*fo.* 365, 383], desiring to know wherein Mr. Raworth had not complyed with the literal sense of her Majesty's licence for two merchant ships with a convoy to go to the Canaries, was agreed and ordered to be transcribed.

Trade. *Letter to Mr. Secretary Hedges. Raworth.*

An Order of Councill of the 3rd instant upon the petition of Jeronomy Clifford, recommending the said Clifford [*fo.* 372] to the Lord High Treasurer for some allowance towards his subsistence whilst his difference with the Dutch relating to Surinam is depending, and directing the Board to press the persons to whom Mr. Clifford's accounts are refer'd to hasten their report thereupon [*fo.* 381], was read, and ordered that the secretary write to Mr. Shepherd and Gardner accordingly.

Miscellanies. *Order of Councill. Clifford's petition.*

Letter to the merchants about his accounts.

A letter from Mr. Secretary Hedges of the 4th instant, inquiring the reasons for putting the command of the garrison and soldiers at Newfoundland into the hands of the Commadore of the convoy, and what inconvenience may arise if the same be not done, was read, and directions given for preparing an answer thereunto [*fo.* 384].

Newfoundland. *Letter from Mr. Secretary Hedges about command of the garrison.*

May 10. Present:—Lord Dartmouth, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Sir John Stanley with the Barbados agents and Colonel Maycock, Mr Bernard and other complainants attending, Sir John Stanley presented to their lordships an Order of Councill of the 23rd of the last month [*fo.* 376, 384], refering to the Board a book under the seal of the island of Barbados, containing an answer to the first complaints of the absenting members of Assembly and of the suspended counsellors, with several other papers therein refer'd to, and an index to the whole; whereupon Mr. Maycock and Mr. Bernard desired that they might have copies of the said index, that they might be apprised of what was contained in the said book, and also copies of anything therein contained, as they may see occasion; but they were acquainted that the Board themselves would first inspect the book, and then order them copies of whatever they might require.

Barbados. *Agents with Order of Councill refering to Sir Bevil Granville's answer to first complaints.*

Mr. Samuel Shepherd and Mr. John Gardner [*fo.* 379] presented to the Board their observations upon Mr. Jeronomy Clifford's accounts refer'd to them the 2nd of March, 170¾; whereupon ordered that the said accounts be sent to Mr. Clifford [*fo.* 386] for his perusal.

Miscellanies. *Mr. Shepherd's, &c.'s (sic) observations on Mr. Clifford's accounts.*

Mr. Haistwell, Mr. William Dawson and Mr. Samuel Heathcote, [*fo.* 378, 385], contractors with the Czar of Muscovy, attending, the petition of the merchants and manufacturers of tobacco mentioned in the minutes of the 3rd instant, was again read; whereupon they acquainted their lordships that they had been so careful of

Trade. Virginia. *Merchants about manufacturing tobacco in Muscovy.*

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the Virginia and Maryland trade, that in their contract with the Czar of Muscovy they had inserted a clause whereby the Czar was obliged to destroy the Circassia tobacco, but that he had not observed the same, for, upon pretence that he stood in need of the Circassian, he durst not destroy their tobacco, but promised however that it should be used only in their own country; that in pursuance of their own contract they had sent over five thousand hogsheads the first year, and finding that after two years there was but 1,000 sold, and their factors informing them that it would be lost if not made up into rolls, and hearing of a man and his wife expert in that manufacture who (by reason of his debts) was running away to Narva, they agreed with him and sent him over to Moscow to spin and roll the remainder of their tobacco there, and none other, which is privately in their own houses; so that the Muscovites cannot learn their mystery; that there is no Circassia tobacco mixed with what they have there, and that they will do all that in them lies to bring back the said man and his wife and tools, so soon as they shall have done the work they were sent for. Whereupon they were desired to bring to the Board in writing [*fo.* 387] what they thought fit to propose in order to the bringing the said man home, which they promised to do accordingly so soon as Mr. Gould, who was equally concerned with them, shall come to town, which they expect will be in a few days. And they added that they would willingly comply with whatever method the Board should think fit.

New contract for importing tobacco into Muscovy.

Then Mr. Joseph Martin and Mr. George Morley attending, communicated to their lordships a new contract which their correspondents at Moscow had lately made with the Czar for importing tobacco, by a clause of which they were obliged to send over men to spin and roll tobacco, with a certain quantity of liquor for that purpose; but they were to be excused from that clause upon their signification by a notarial act that they could not procure such men &c., and therefore they said that as they were convinced that clause was prejudicial to the interest of England they should be glad that her Majesty would be pleased to interpose her authority in forbidding them to send men as aforesaid; and they thought that her Majesty's Order in Councill for that purpose would be sufficient to excuse them from that clause. However, he desired to be excused from putting anything of this matter in writing.

Memorial from Mr. Perry &c. about ill consequence of manufacturing tobacco in Muscovy.

Mr. Perry and other Virginia merchants attending, presented to their lordships a memorial containing what they had to offer for preventing the ill consequences that may arise from manufacturing tobacco in Muscovy.

Jamaica.
Representation with new seal.

A representation to her Majesty with a new seal and warrant for the island of Jamaica [*fo.* 377, 418; K. *fo.* 43], was signed.

Leeward Islands.
Representation with Colonel Park's instructions.

A representation with Colonel Park's instructions relating to his government of the Leeward Islands [*fo.* 344; K. *fo.* 43], as also relating to the Acts of trade, was signed.

Trade.
Letter to Mr. Secretary Hedges about Canary merchants.

A letter to Mr. Secretary Hedges in answer to his of the 21st of the last month [*fo.* 379], relating to Mr. Raworth and the Canary merchants, was signed.

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May 16. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Pollexfen.

Newfoundland.
Letter to Mr. Secretary Hedges about the Commadore's commanding at land.

A letter in answer to Mr. Secretary Hedges's letter of the 4th instant [*fo.* 380, 401], relating to the putting of the command of the garrison at Newfoundland into the hands of the Commodore during his stay there, was agreed and signed.

May 22. Present:—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados.
Book in defence of the Governor under consideration.

Their lordships took into consideration the book delivered to the Board the 10th instant [*fo.* 380, 386] by the agents of Barbados as a vindication of Sir Beville Granville, and read the answer of the Councill and Assembly of that island to the first petitions of the four suspended counsellors and absenting members of the Assembly; as also the narrative of occurrences in Barbados for two years, contained in the said book; and thereupon ordered that the agents of Barbados have notice to attend the Board to-morrow morning.

The agents to be summon'd.

Trade.
Virginia.
Merchants about man and woman rolling tobacco at Moscow.

Mr. Perry with several Virginia merchants attending, and desiring to know what resolution the contractors with the Czar of Muscovy [*fo.* 381] had taken for bringing back the man and his wife and tools they had sent to Moscow for spinning and rolling tobacco there, they were acquainted that those gentlemen had promised to send their answer in writing, but had not yet done it. Whereupon Mr. Perry and the other merchants desired their lordships to press the said contractors to a speedy resolution, for they only sought delays till they could perfect another new contract with the Czar; and thereupon ordered that letters be writ to them accordingly [*fo.* 387, 388].

Letter to the new contractors.

May 23. Present:—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Miscellanies.
Three letters from Mr. Clifford.

Three letters from Mr Jeronomy Clifford [*fo.* 381], dated the 12th and 20th instant, relating to his accounts, were read; whereupon a representation [*fo.* 387] was agreed to by their lordships for laying before her Majesty the report received from Mr. Shepherd and Mr. Gardner the 10th instant, upon the said Clifford's accounts, and ordered to be transcribed.

Representation with Mr. Shepherd's and Gardner's report.

Pennsylvania.
Mr. Penn's patent on which he would surrender.

Mr. Penn attending, presented to the Board a draught of a patent [*fo.* 373, 388], upon the granting of which he is willing to surrender the government of Pennsylvania to her Majesty, which was read.

Barbados.
Mr. Bernard about copies of papers.

Mr. Bernard and Mr. Lillington attending [*fo.* 384, 399], and desiring copies of such papers as might relate to the four suspended counsellors of Barbados, they were acquainted that, so soon as the Board had gone through in reading the book and papers lately transmitted by Sir Beville Granville, and refer'd to them by an Order of Councill (as mentioned in the minutes of the 10th instant) their lordships would give them notice thereof, and then order them such copies as they should require.

Trade.
Virginia.
Letter from Mr. Gould with memorial about contract with the Czar.

A letter from Mr. Gould [*fo.* 382, 385, 408] of yesterday's date, inclosing a memorial signed by himself and three other gentlemen concerned in the contract made with the Czar of Muscovy for the

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Draught of representation.

importation of tobacco into his dominions; whereupon their lordships took into consideration the draught of a report [*v. infra*] in pursuance of a reference from Mr. Secretary Harley (as mentioned in the minutes of the 3rd instant), and made some progress therein.

May 24. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Miscellanies. *Representation with Mr. Shepherd &c.'s report on Clifford's accounts.*

A representation [*fo.* 386, 397; K. *fo.* 23] for laying before her Majesty the report of Mr. Shepherd and Mr. Gardner upon Mr. Clifford's accounts, was sign'd.

Trade. Virginia. *Representation. Tobacco trade to Muscovy.*

Their lordships again took into consideration the draught of a representation [*v. supra* and 389] relating to the tobacco trade to Muscovy, and made a further progress therein.

Pennsylvania. *Mr. Penn about draught of his patent of surrender.*

Mr. Penn attending, and desiring that the draught of a new patent [*fo.* 386, 392] which he presented to the Board yesterday might be dispatch'd, and the said draught returned to him for his making some alteration therein, a copy thereof was ordered to be taken, and the original to be returned accordingly; and their lordships at the same time acquainted him that they would take the said draught into consideration with all speed.

Trade. Virginia. *New contractors about importation of tobacco to Moscow.*

Mr. Martin and others attending according to appointment [*fo.* 385], their new contract with the Czar of Muscovy for the importation of tobacco to Russia &c., was read, and a copy taken of that article obliging them to send thither several persons, cutters and rollers, and other materials proper for the manufacturing of tobacco in the Czar's dominions. Mr. Martin said his son and two other factors now at Moscow had made this new contract with some of the Burgomasters there (in the name of the Czar) without the privity or consent of their principals here. Mr. Martin added that he did not believe the persons did design any prejudice to the Virginia and Maryland trade; but, at the same time, declared that, as he had not sent over any persons or instruments for cutting and rolling of tobacco to Russia since the making of this contract, so he would not send any; and that he did submit that the Board might represent this matter so as that an order might issue from her Majesty to forbid the contractors to proceed any further in this undertaking, otherwise they could not avoid complying with the articles of the said contract to that effect.

Letter to Mr. Vaux about persons' names sent to Muscovy.

Ordered that a letter be writ to Mr. Vaux, secretary to the contractors with the Czar of Muscovy [*fo.* 390] to know the name of the man and his wife sent thither to spin and rowl the leaf tobacco now there.

May 25. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Trade. Virginia. *Draught of representation about tobacco trade to Moscow.*

A further progress was made in the draught of a representation [*fo.* 387, 390] upon the petition of the Virginia merchants, relating to the manufacturing of tobacco in Muscovy.

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May 26. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

The representation mentioned in yesterday's minutes relating to the tobacco trade to Russia [*fo.* 389], as also a letter to Mr. Secretary Harley inclosing the same, were signed.

Trade. Virginia. *Representation on tobacco trade to Moscow. Letter to Mr. Secretary Harley therewith.*

Colonel Park attending, and desiring a copy of the list of the counsellors' names inserted in the late Sir William Matthew's instructions, a copy thereof was ordered to be given him accordingly.

Leeward Islands. *Copy of counsellors' names in Colonel Matthew's instructions given to Colonel Park.*

A letter from Mr. Vaux, secretary to the contractors with the Czar of Muscovy, in answer to one writ him the 24th instant [*fo.* 389], about the names of the man and his wife sent to Moscow, was read.

Trade. Virginia. *Letter to Mr. Vaux about name of the man and woman sent to Moscow.*

May 30. Present:—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Ordered that the commission for trying of pirates in Newfoundland be sent to Mr. Burchet, with the desire of the Board that it be transmitted to the Commodore of the convoy there, with directions that he leave the same with the commanding officer of the garrison at his departure from thence.

Newfoundland. *Commission for trying pirates sent to Mr. Burchet.*

A letter from Colonel Nott, dated in Plymouth Sound the 19th instant, acknowledging the receipt of the Virginia seal sent him with the secretary's letter of the 8th instant [*fo.* 377], as also a packet for Colonel Seymour, in which were inclosed the seals of Maryland, New Jersey, New Yorke, the Massachusets and New Hampshire, was read.

Virginia. *Letter from Colonel Nott about receipt of the seal for Virginia.*

Maryland. New Jersey. New York. Massachusets. New Hampshire.

Letters to Sir Beville Granville, Governor of Barbados, and Colonel Bennet, Lieutenant Governor of Bermuda, inclosing her Majesty's seals for those islands, and warrants authorizing the use thereof, were signed.

Barbados. Bermuda. *Letters to the Governors with seals and warrants.*

An Order of Councill of the 17th instant, transmitting to this Board an account of goods, bullion &c., exported from the Port of London by the managers of the united trade of the English company trading to the East Indies, between Aprill, 1704, and Aprill, 1705, was read.

Trade. *Order of Councill with account of goods and bullion exported by East India Company.*

A memorial in the name of Colonel Yeamans, relating to his salary as Lieutenant Governor of Antegoa, was read, and thereupon ordered that those who apply in his behalf be acquainted that their first application must be to the Lord High Treasurer, and that, if it be refer'd to this Board, their lordships will report their opinion thereupon.

Antegoa. *Memorial from Colonel Yeamans about payment of his salary as Lieutenant Governor.*

The draught of a new patent presented to the Board by Mr. Penn the 23rd instant [*fo.* 388 and *infra*] was again read and considered, and several notes made thereupon.

Pennsylvania. *Mr. Penn's patent.*

Notes thereon.

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May 31. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Pennsylvania.
Notes on Mr. Penn's patent.

The notes upon Mr. Penn's new patent [*v. supra* and 398], mentioned in yesterday's minutes, were agreed and ordered to be transcribed.

New Jersey.
Mr. Sonmans to be of the Councill.

Ordered that in the next letter to the Lord Cornbury he be acquainted with Mr. Dockwra's desire that Mr. Sonmans be of the Councill of New Jersey [*fo.* 378], and that their lordships are inclinable to gratify him therein if his lordship hath no objection thereunto.

Virginia.
Letters from Colonel Nicholson.

A letter from Colonel Nicholson of the 30th of October last to the Board, together with the following papers therein refer'd to were read, viz. :—

Public papers.

1. Copy of a proclamation for prorogueing the Assembly to the 18th Aprill, 1705, dated the 23rd of October, 1704.

2. Copy of Mr. Robert Beverly's letter and narrative and proceeding thereon in Councill, September 28th, 1704.

3. Copy of the proceedings of the grand jury upon Mr. Beverly's letters &c.

4. Copy of the proceedings in Councill and General Court concerning Mr. Selden and Beverly &c., dated the 8th August, 16th, 19th and 21st October, 1704.

5. Copy of the proceedings relating to the tryal and condemnation &c. of some Nansiatico Indians for the murder of Mr. Rowley and his family.

Extract of Mr. Beverley's letters sent to the Council.

Ordered that an extract of Mr. Beverly's letters relating to his tryal before a committee of the Privy Councill be sent to the Clerk of the Councill in waiting to be laid before my Lord President.

Virginia.
Letters from Colonel Nicholson, &c.

The following letters from Colonel Nicholson, with the papers therein refer'd to, were laid before the Board and are as follows :—

Letter from Colonel Nicholson, Governor of Virginia, to the Board, dated the 1st March, 170$\frac{4}{5}$.

Copy of a commission to Colonel John Smith to be Quarter-Master General of all the counties between the rivers of New Yorke and Rappahanock.

Minutes of Councill from the 8th of August, 1704, to the 10th February, 170$\frac{4}{5}$.

Letter from Colonel Nicholson, Governor of Virginia, to the Board, dated the 2nd of March, 170$\frac{4}{5}$.

Copies of several proclamations issued in Virginia from the 28th June, 1704, to the 15th December following.

Copy of Mr. Auditor Bird's will &c.

Mr. Auditor Bird's accounts of the two shillings per hogshead from the 25th Aprill to the 25th October, 1704 ; as also the state of the revenue in his hands at the time of his decease.

Letter from Colonel Nicholson to the Board, dated the 3rd of March, 170$\frac{4}{5}$.

A remonstrance from the clergy of Virginia to the Board in favour of Colonel Nicholson &c.

Copies of several addresses from the clergy of Virginia, viz. :—To her Majesty upon the late victory &c., to the Bishop[s] of Canterbury and London, and the other to the Governor in his favour.

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Copies of two reports from Sir Edward Northey, the one dated the 7th of Aprill, 1702, the other the 29th July, 1703, relating to the clergy of Virginia with a list of them &c.

Copy of a certificate of the rector and seven of the trustees and governors of the colledge of Virginia about Colonel Nicholson's presenting papers &c. in order to justify himself from the charge against him relating to the said colledge.

Copy of the proceedings of Councill about Colonel Lightfoot and Colonel Carter's asserting things found otherwise in the journals of Councill.

Copies of all letters &c. relating to Captain Teate, Commander of her Majesty's ship the *Strombulo* ; as also copies of the commissions for the holding a Court of Admiralty on the condemnation of several prize goods.

Letter from Colonel Nicholson, Governor of Virginia, to the Board, dated the 6th of March, 170$\frac{4}{5}$.

Extract of one of the late Archbishop Tillotson's sermons &c.

A ballad dispersed in Virginia about Colonel Nicholson and Commissary Blair.

June 1. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

Ordered that a letter be writ to Mr. Patrick Mein to know whether he intends to return to Barbados [*fo.* 397], and when he will be ready to goe.

Barbados. *Letter to Mr. Mein about his return to Barbados.*

A letter from Mr. Thurston, signifying that he has now some money in his hands to be sent to Newfoundland for the soldiers there, and desiring a letter to the Admiralty for orders to the captain of the convoy to receive the same money on board his ship, was read, and a letter ordered to be writ accordingly [*fo.* 397].

Newfoundland. *Letter from Mr. Thurston about mony for the soldiers. Letter to Mr. Burchet thereupon.*

June 5. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A letter from Mr. Burchet of the 4th, in answer to one writ him the 1st instant [*fo.* 396], relating to the sending of money for the soldiers at Newfoundland by the captain of the convoy now bound thither, was read and communicated to Mr. Thurston.

Newfoundland. *Letter from Mr. Burchet about money for soldiers.*

A letter from Mr. Patrick Meine, in answer to one writ him the 1st instant [*fo.* 396] signifying his intensions to return to Barbados, was read.

Barbados. *Letter from Mr. Meine about his return.*

A letter from Mr. Jeronomy Clifford, desiring copies of the report of Mr. Shepherd and Gardner, and of the representation [*fo.* 387] of this Board relating to the difference between him and the Dutch at Surinam, and further desiring to know what was done last Councill in his affair, was read ; and ordered that he be acquainted that the Board do not give copies of their representations till they have been read to her Majesty, and that they do not know what was done in Councill.

Miscellanies. *Letter from Mr. Clifford for an account of his affaire.*

Answer.

Mr. John Field and Mr. Joseph Wyeth presented to the Board a reply to Sir Henry Ashhurst's answer to their petition relating to an Act of Connecticut [*fo.* 375, 416], which was read, and a copy thereof ordered to be sent to Sir Henry Ashhurst.

Connecticut. *Mr. Field &c. reply to Sir H. Ashhurst about Act against Quakers.*

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Leeward Islands.
Memorial from Colonel Park about recruits, &c.

A memorial from Colonel Park, relating to recruits for the regiment in the Leeward Islands, was read; and ordered that the books be searched to see what was done in the last and this present war, in relation to the sending soldiers to the said islands; and Colonel Park was acquainted that the Board would take his memorial into consideration to-morrow morning [*fo.* 399].

Pennsylvania.
Mr. Penn's draught of surrender.

Observations on his new patent.

Mr. Penn presented to the Board the draught of a surrender of his government of Pennsylvania to her Majesty [*fo.* 392], which was read. And their lordships then delivered to him their observations upon the draught of a new patent [*fo.* 400], which he presented to the Board the 23rd of the last month.

New Yorke.
Memorial from Mr. Knight about death of Attorney General, and desiring to succeed him.
Letter to Attorney General here thereupon.

A memorial of Mr. John Knight, signifying the death of Mr. Broughton, Attorney General of New Yorke, and praying to be recommended for the said place was read; whereupon ordered that a letter be writ to Mr. Attorny General for his opinion therein.

June 6. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Leeward Islands.
Letter to Mr. Secretary Hedges about recruits and Colonel Park's passage.

Colonel Park's memorial mentioned in yesterday's minutes [*fo.* 398] relating to the regiment in the Leeward Islands and to his passage thither, was again read, and a letter to Mr. Secretary Hedges desiring him to lay the same before her Majesty with the opinion of this Board that five hundred men at least are necessary for the security of the said islands, was signed.

Barbados.
Mr. Maycock, &c. about copies of papers in justification of the Governor.

Mr. Heysham, Mr. Maycock, Mr. Lillington and several other Barbadoes gentlemen [*fo.* 386] attending, and desiring to know what resolution their lordships had taken upon the book lately presented to them by the agents of Barbados as a vindication of Sir Beville Granville; they were acquainted that the Board had perused the said book and found but little new matter therein, and therefore expected from the agents a memorial [*fo.* 400], marking out such places as they laid any stress upon for the Governor's justification, and that then those gentlemen shou'd have copies of the said memorial and papers therein refer'd to.

June 7. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados.
Memorial in behalf of the Governor by the agents.

Sir John Stanley, Mr. Holder and Colonel Cleland, agents of Barbados [*fo.* 399, 402], presented to their lordships a memorial refering to such places in the book lately received from them as they thought of consequence to the vindication of Sir Beville Granville from the complaints against him; which was read, and copies thereof ordered to be sent to the complainants for their answer thereunto, with signification that they might have the perusal or copies of the papers therein refer'd to, if they found it necessary.

Copy of a letter from Captain Winelsor about impressing Lee.

Sir John Stanley further presented to the Board the copy of a letter from Captain Winelsor, relating to what Sir Bevill Granville said to Captain St. Lo when he (the said St. Lo) acquainted him with his having imprest Mr. Lee, which was read.

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A letter from Mr. Penn with his answer to the observations of the Board upon the draught of a new charter desired by him [*fo.* 398, 401], was read, and a progress made in the consideration thereof.

Pennsylvania. *Letter from Mr. Penn with answer to observations on draught of new charter.*

June 8. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A letter from Mr. Secretary Hedges of the 4th instant, signifying her Majesty's pleasure that the Commadore of the convoy should not have any command or power over the land officers and forces at Newfoundland [*fo.* 384], and requiring the Board to prepare an instruction to the Commander-in-Chief of the forces and fort there, to permit the Commadore to inspect the stores, ammunition and provisions in it, and the condition of it, was read, and an answer thereunto inclosing the draught of such an instruction [*fo.* 404], was signed.

Newfoundland. *Letter from Mr. Secretary Hedges about command of the soldiers and garrison.*

Answer.

Mr. Penn attending [*fo.* 400], their lordships entered again into the consideration of his papers mentioned in yesterday's minutes ; and their lordships not agreeing to the articles in the new grant desired by Mr. Penn, nor in particular to the expressions therein relating to liberty of conscience, which he said was at present provided for by the laws of that province, their lordships resolved to take the said laws into consideration [*fo.* 414] before they proceeded any further in examining the said grant.

Pennsylvania. *Mr. Penn's surrender.*

Laws.

Mr. Heysham, Mr. Maycock, Mr. Lillington, with Mr. Bernard, solictor for the suspended counsellors, and several other Barbados gentlemen attending, acquainted their lordships that they had perused the Barbados agents' memorial mentioned in yesterday's minutes [*fo.* 400 and *infra*], as also the papers therein refer'd to, and that they found nothing material therein ; and did not, therefore, intend to trouble the Board with any reply to the said papers, except to such part thereof as their lordships should think of sufficient weight to occasion any alteration or addition to their report, nor did they desire copies of any thing else in the book. Whereupon they were told the Board would consider the said papers delivered to the Board by the Barbados agents, and give them an answer on Wednesday morning next.

Barbados. *Complaints.*

June 12. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

The secretary acquainted the Board that Mr. Bernard [*v. supra* and 403] had desired the copy of a paragraph in *folio* 49 of the book lately received from the agents of Barbados and refer'd in the said agents' last memorial, as also a copy of a paragraph in *folio* 48 (not therein refer'd to), together with Mr. Holder's deposition, *folio* 457 of the said book ; whereupon ordered that copies of the said papers be given him.

Barbados. *Mr. Bernard about copies of papers.*

Their lordships having again perused and considered the last memorial [*fo.* 400, 402, 405] given in by the agents of Barbados relating to Sir Beville Granville, and not finding anything observable therein, except a clause begining with these words " we also further observe," and ending with these words " by his deposition ;" ordered that the said memorial be sent to Mr. William Heysham

Memorial of the agents under consideration.

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and Mr. Bernard, with intimation to be communicated to the other persons concerned, that their lordships leave it to them to return an answer thereunto if they think fit, which they are in that case desired to do as soon as possible, that their lordships may dispatch their representation to her Majesty.

Copies of papers sent to Mr. Heysham and Mr. Bernard.

And further ordered that the secretary give unto them copies of such papers of the foresaid book as they shall desire.

Observations on the Governor's arrival and about presents.

In examining the foresaid papers their lordships observed that Sir Beville Granville arrived in Barbados the 10th of May, 1703; that the Assembly satt the 18th of the same month; that Sir Beville Granville received her Majesty's order against taking of presents the 14th of June following; that the 22nd of the said June the Assembly voted him a present of 2,000*l.* (which he refused); that on the 12th of October, 1703, they voted him 600*l.* to reimburse him the expences he had been at in sending out spy boats, receiving flaggs of truce and maintaining his servants &c., and on the 4th of January, 170$\frac{3}{4}$, they voted him 500*l.* to replenish his cellars.

Newfoundland.
Letter from Mr. Secretary Hedges. Instruction about musters.

A letter from Mr. Secretary Hedges of the 9th instant returning back the draught of an instruction sent him in the Board's letter of the 8th instant [*fo.* 401 *et infra*], for an addition to be made relating to the Commadore's taking the muster of the soldiers at Newfoundland, was read.

June 13. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Newfoundland.
Draught of an instruction for Captain Lloyd. Clause about muster roll.

The draught of an instruction for Captain Lloyd, pursuant to Mr. Secretary Hedges's letter (mentioned in yesterday's minutes) [*v. supra*], was agreed, and a letter inclosing the same to him was signed.

The settlements at Newfoundland destroy'd by the French.

Captain Lloyd attending, acquainted their lordships that Mr. Collin Campbell [*fo.* 408] was arrived from Newfoundland, and had brought an account that in February last the French with the Indians, to about 4 or 500 in number, had attacked our settlements in Newfoundland, and had carryed off several of the inhabitants, but that the fort and the castle on the south side of St. John's harbour and an island in Carboniere had held out, and he promis'd to bring to-morrow a fuller account in writing.

Barbados.
Complaints, &c.

Memorial in behalf of suspended counsellors.

Mr. Heysham, Mr. Maycock, Mr. Lillington and Mr. Bernard, with the Barbados agents attending, Mr. Bernard presented to their lordships a memorial in behalf of the four suspended counsellors of Barbados, in answer to that paragraph of the Barbados agents last memorial [*fo.* 403, 407], which relates to the said counsellors, which was read. And Mr. Maycock acquainted their lordships that, having been out of town, he had not notice of yesterday's minutes till this day, and therefore was not prepared to answer the same in writing; however, he said that as to the paragraph of the said memorial mentioned in yesterday's minutes, he could easily give an answer thereunto; and particularly as to that part which relates to the 600*l.* said to be given for flaggs of truce, spy boats and for the expence in maintaining the Governor's servants &c., he said it was impossible that these articles could

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amount to such a summe ; for before the Governor's arrival there, a house sufficient for that purpose was taken, at the publick charge, for his reception untill a more convenient house could be provided, and there was but one flagg of truce that came there between his arrival and the vote for the 600*l.*, which flagg of truce came at night and went away the next morning ; and that the Governor sent out but one spy boat in that time, which cost but 40*l.* and was paid for by the Treasurer. Then as for the 500*l.* voted for his expence in wine &c. that, he said, was of the same nature ; for the Assembly had laid in wine to the value of about 250*l.* for his reception, so that there could not be 500*l.* more expended in liquors between his arrival and the receipt of the Queen's order forbidding him to accept any presents, which was but about a month's time. Colonel Maycock then promised to put what he had said, and what he might have further to add, in writing [*fo.* 407], and to bring it to the Board to-morrow morning. And both the complainants and the Barbados agents signify'd their desire to rest the matter there, and desired of their lordships a speedy report.

June 14. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Newfoundland. *Letter from Mr. Thurston about necessaries for soldiers.*

A letter from Mr. Thurston of the 8th instant, with an account of several particulars wanting for the soldiers at Newfoundland for the year 1705, was read, and a letter was immediatly writ by the secretary to Mr. Lowndes, desiring him to lay the said accounts before the Lord High Treasurer.

Letter from Mr. Thurston about sending the soldiers clothing.

Another letter from Mr. Thurston signifying that the cloathes for the soldiers at Newfoundland were sent to Portsmouth, and desiring that a letter may be writ to the Admiralty for orders to the Captain of the man-of-war bound to Newfoundland to receive the said cloaths on board, was read, and a letter writ by the Secretary to Mr. Burchet accordingly [*fo.* 409].

Barbados. *Complaints. Memorial from Colonel Maycock.*

Colonel Maycock presented to the Board a memorial signed by John Kirton [*fo.* 405, 406, 410], in answer to the second paragraph of the Barbados agents' last memorial, according to his promise yesterday, which was read ; and their lordships resolved to take that matter into consideration to-morrow in the afternoon.

Newfoundland. *Mr. Campbell about an attempt of the French.*

Mr. Collin Campbell lately arrived from Newfoundland [*fo.* 405], acquainted their lordships that Monsieur Subercasse, Governor of Placentia, with 600 men (200 whereof were soldiers, 150 were Canadiens and Indians, the rest inhabitants of Placentia) came in January last, first to the Bay of Bulls, then to Petty Harbour, and then to St. John's, where they burnt and destroyed about 120 houses and all stages and flakes there ; that they kill'd about 30 persons at St. John's in cold blood ; that they attack'd the fort, but were repulsed by the soldiers, who are not above 70 at the most in number ; they lost in that attempt about 200 of their men, and we but three of our soldiers ; that they stay'd at St. John's till the 23rd of February, and then carry'd away with them about 200 of our ablest young men ; that they in like manner ravaged the coast to the southward, and then crost over to Trinity Bay, where they were when he came away. And he promis'd

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to bring to their lordships a full account of that matter [*fo.* 409], as also of the state of Newfoundland, in writing to-morrow morning.

Trade. Virginia. *Tobacco trade to Russia.* *Memorial from the contractors with the Czar.*

Mr. Nathaniel Gould, Mr. Samuel Heathcote and Mr. William Dawson [*fo.* 387] contractors with the Czar of Muscovy, presented to their lordships a memorial, desiring that the man and woman at Moscow imployed in rowling and manufacturing tobacco there may not be immediatly recalled from thence nor their tools destroyed, but that some longer time may be allow'd them for finishing the work they have in hand, leaving it to Mr. Whitworth, her Majesty's Envoy there, to judge of the time requisite for that work, was read ; and the draught of a letter to Mr. Secretary Harley thereupon was agreed [*fo.* 410].

Draught of letter to Mr. Secretary Harley thereupon.

June 15. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Newfoundland. *Memorial from Mr. Campbell about attempts of the French.*

A memorial from Mr. Collin Campbell [*fo.* 410, 411], relating to the attempts made by the French in Newfoundland [*fo.* 408, 412] (as promis'd in yesterday's minutes), being now received, was read.

Letter from Mr. Burchet that the men of war cannot carry the clothing, &c.

A letter from Mr. Burchet, signifying that the men-of-war are so much loaden that they cannot receive on board the cloathing for the soldiers at Newfoundland [*fo.* 407], was read ; and thereupon ordered that Mr. Thurston have notice thereof, that he may endeavour to get the said cloathing sent by some of the sack ships now going thither.

Trade. Virginia. *Letter to Mr. Secretary Harley about tobacco trade to Russia, &c.*

A letter to Mr. Secretary Harley upon the memorial mentioned in yesterday's minutes [*fo.* 409 ; K. *fo.* 226] to have been received from the contractors with the Czar of Muscovy, was signed.

Barbados. *Report on complaints.*

An additional report [*fo.* 407 ; K. *fo.* 25] upon the complaints against Sir Beville Granville, Governor of Barbados, was signed.

June 19. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

New York. *Memorials from Mr. Atwood for a certificate about his salary.*

Two memorials from Mr. Atwood, desiring a certificate of several particulars relating to his salary as Cheif Justice of New Yorke, were read, and the said certificate ordered to be given him accordingly.

Newfoundland. *Letter from Captain Lloyd about the enemy's attempt against Newfoundland, &c.*

A letter from Captain Lloyd relating to the late attempts of the French upon Newfoundland [*fo.* 409, 411, 412], and desiring their lordships' instructions for his future guidance, was read ; and thereupon ordered that Captain Lloyd have notice to attend the Board to-morrow morning.

Barbados. *Acts.*

Their lordships proceeded in the consideration of the Acts past in Barbados between August and November, 1702 (part of which were read the 4th of May last), and went through the same.

Mr. Attorney General's report upon the Acts past at Barbados from the 23rd December, 1702, to the 21st January following, together with the Acts themselves, were read.

Their lordships also read the Acts past at Barbados in December, 1703, and March, 170$\frac{3}{4}$.

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Mr. Heysham, &c. Order of Councill on the petition of Mr. Downs desiring to be admitted into the Councill.

Answer to Governor's objections against admitting the said Downs.

Mr. Robert Heysham with his brother attending, presented to their lordships an Order of Councill of the 23rd of Aprill last, refering to this Board the petition of Richard Downes [*fo.* 350, 414], complaining that Sir Beville Granville had refused to admit him into the Councill, pursuant to her Majesty's letter in that behalf, which was read. And they further laid before their lordships an answer to the objections of the Governor and Councill of Barbados against the said Downs's being of the Councill; whereupon their lordships resolved to take the same into consideration.

Newfoundland. *Merchants about the late attempts of the French.*

Several Newfoundland merchants attending, presented to their lordships a petition upon occasion of the late attempts of the French upon Newfoundland [*fo.* 409, 410, 412], praying for a speedy reinforcement of men, arms and ammunition, sufficient to defend the fortifyed places, and to suppress the enemy, which was read; and they were acquainted that it was proper they shou'd first petition her Majesty in a thing of this nature, and that then, if her Majesty refer'd it to the Board, their lordships would give it all the dispatch imaginable.

June 20. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Newfoundland. *Memorial from Mr. Sampson about attempts of the French.*

Captain Lloyd and Mr. Merrit attending, they presented to their lordships a memorial from Mr. Richard Sampson (who was a servant to Mr. Collin Capbell (*sic*), and came over from Newfoundland in the same ship with him), giving an account of the destruction lately made by the French on the English settlements at Newfoundland, and differing in several particulars from the information already received from Mr. Campbell [*fo.* 409, 413], was read; and Captain Lloyd being askt several questions, he said that the French had spared four houses at St. John's, viz.: Mr. Benger's, Mr. Coleworth's, Mr. Fletchers', and Mr. Collin Campbell's, and that they had also left seven cattle belonging to one Greasy (a Jersey man), and he added that he had seen in Mr. Campbell's hands a bond from Lieutenant Moody to him, as also the said Moody's instructions to him upon his coming for England, by which it was plain that Mr. Campbell had not thrown all the papers overboard when he was taken by the French privateer; whereupon a letter to Mr. Secretary Hedges, inclosing the aforesaid informations of Mr. Campbell and Mr. Sampson, with the Board's observations thereupon, and also inclosing the petition received yesterday from the Newfoundland merchants, desiring an additional force to be sent thither, was signed.

Letter to Mr. Secretary Hedges, with papers relating to Newfoundland.

Letter to Mr. Wain to make affidavit of what he knows about Newfoundland.

Ordered that a letter be writ to Mr. William Waine [K. *fo.* 1], Commander of the ship that brought Mr. Campbell from Newfoundland, now at Plymouth, desiring him to make affidavit of what he knows relating to the late attempts of the French, as also of what happen'd to him in his voyage from Newfoundland, and that it be inclosed to Commissioner Greenhill at Plymouth.

June 21. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

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Pennsylvania. *Letter from Mr. Penn about laws, &c.*

A letter from Mr. Penn, desiring the Board to enter upon the consideration of the laws of Pennsylvania [*fo.* 401], was read. And Mr. Penn himself attending, said that if the said laws of Pennsylvania were once confirmed by her Majesty, there would be then less difficulty in agreeing what he desired as terms of surrender of his government to her Majesty; but as Mr. Attorny General had made some objections to some of the said laws, he desired he might have them again with Mr. Attorny's report upon them, that he might attend him and be heard thereupon. Ordered that the said laws and report be delivered him accordingly.

Barbados. *Downes's petition.*

Their lordships took into consideration the petition of Mr. Downes, refer'd to this Board by Order of Councill of the 23rd of Aprill last [*fo.* 411, 415], and mentioned in the minutes of the 19th instant. They also read such part of the minutes of Councill of Barbados from the 26th of July, 1704, to the 12th of September following, as relate to the said Mr. Downes, and agreed to proceed further in the examining the said papers to-morrow.

June 22. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Barbados. *Downes.*

Their lordships again took into consideration the several papers mentioned in yesterday's minutes, relating to Mr. Downes of Barbados [*fo.* 414], and gave directions for preparing a draught of a representation thereupon [*v. infra*].

June 26. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Barbados. *Downes. Representation.*

The draught of a representation [*v. supra* and 416] upon the petition of Mr. Downes, as directed the last meeting, was agreed and ordered to be transcribed.

June 27. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Connecticut. *Memorial from Sir Henry Ashhurst in answer to Quakers' reply.*

A memorial from Sir Henry Ashhurst in answer to the Quakers' reply to his memorial [*fo.* 398] relating to an Act of Connecticut entituled *Hereticks* &c., was read; and thereupon ordered that the said memorial be sent to Mr. John Field and Mr. Wyeth for their answer [K. *fo.* 44].

Barbados. *Representation on petition of Mr. Downes.*

A representation upon the petition of Mr. Downes of Barbados [*fo.* 415; K. *fo.* 25] (as mentioned in yesterday's minutes), was signed.

The secretary acquainted the Board that he had received letters from the Lord Cornbury, from Colonel Dudley, from Mr. Usher, and from Mr. Evans, Deputy Governor of Pennsylvania.

New York. *Letter from the Lord Cornbury about coin.*

A letter from the Lord Cornbury of the 19th February last, relating to her Majesty's proclamation for settling the rate of foreign coins in the plantations, together with a memorial from the merchants of New Yorke to his lordship upon that subject, and a report from the Councill thereupon, were read.

June 28. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

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New York.
Letter from the Lord Cornbury.

A letter from the Lord Cornbury of the 19th of February last, in answer to one writ him the 29th of June foregoing, relating to intelligence had by the French by letters taken on board ships coming from the plantations, and signifying his having observed the directions given him in relation thereunto, was read.

Intelligence had in France.

Letter from Lord Cornbury. Counsellors.

A letter from the Lord Cornbury of the 25th of February last, relating cheifly to the death of several of the Councill there, and to his having put others into their places, was read.

Publick papers.

Minutes of the General Assembly of New Yorke from the 11th of October, 1704, to the 4th of November following, transmitted with the foregoing letters, were laid before the Board.

Letter from the Lord Cornbury about salary of the late Cheif Justice.

A letter from the Lord Cornbury, without date, relating to the salary payable in England to Doctor Bridges late Cheif Justice of New Yorke, was read; and thereupon ordered that the said letter be sent to Mr. Lowndes, to be laid before the Lord Treasurer, for his lordship's directions therein.

Jamaica.
Letter to Colonel Handasyd with new seal.

A letter to Colonel Handasyd inclosing a new seal for the island of Jamaica [*fo.* 383; K. *fo.* 43], together with her Majesty's warrant authorizing the use thereof, was signed.

Barbados.
Reference from Mr. Secretary Hedges on petition of Mr. Scot, one of the Councill.

A letter from Mr. Secretary Hedges's of yesterday's date, refering to their lordships' consideration a petition from Colonel Richard Scot, one of her Majesty's Councill of Barbados, desiring her Majesty's leave to stay in England for the recovery of his health, till the first fleet goes next year, was read, and directions given for preparing an answer to Mr. Secretary thereupon [K. *fo.* 1].

Journal of the proceedings of Her Majesty's Commissioners for promoting the trade of this Kingdom, and for inspecting and improving her plantations in America and elsewhere, from the third of July, 1705, to the twenty-ninth of November, 1706.

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July 3. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Newfoundland. *Letter from Commissioner Greenhill with affidavit of Mr. Wain about attempts of the French, &c.*

A letter from Commissioner Greenhill at Plymouth together with an inclosed affidavit of William Wain, master of the sloop *Friendship* of Boston, giving an account of what he knew relating to the late attempt of the French on Newfoundland [*I. fo.* 413 ; *fo.* 10], were both read.

Barbados. *Letter to Mr. Secretary Hedges about Col. Scot's longer stay in England.*

A letter to Mr. Secretary Hedges [*I. fo.* 418], in answer to his of the 27th of the last month, relating to Colonel Scot's desire of a licence for a longer stay in England, was signed.

Pennsylvania. *Letter from Mr. Evans about rate of foreign coine.*

A letter from Mr. John Evans, Deputy Governor of Pennsylvania dated the 13th of February last, relating to her Majesty's proclamation [*fo.* 3], for settling the rate of foreign coins in the Plantations, was read.

New York. *Letter from the Lord Cornbury about the disobedience of the Proprietary Governments to the proclamation about coine.*

New England. *Coin.*

Virginia. *Coin.*

Letter to Mr. Attorney General about foreign coine.

Then their lordships took into consideration the Lord Cornbury's letter of 19th of February last, and the papers therein refer'd to, relating to the disobedience shewn in the Massachusets Bay and other Proprietary Governments to her Majesty's proclamation for settling the rates of foreign coines in the Plantations [*I. fo.* 78]. They also read the first paragraph of a letter from Colonel Nicholson of the 3rd of March, 1704, upon the same subject ; and ordered that a letter be writ to Mr. Attorney General [*fo.* 3] inclosing the foresaid papers, and desiring his opinion in point of law what method may be most proper for preventing or remedying the mischeifs ensuing from the disobedience to her Majesty's commands in this particular.

Plantations General. *Letter from Mr. Dummer about the* Cotton *sloop's being taken, &c.*

A letter from Mr. Dummer giving an account of the taking the *Cotton* sloop (one of his packet boats), the 12th of Aprill last, by a French privateer near the Island of Nevis, and informing their lordships of the number of privateers at Martinico and the captures lately made by them, was read ; and thereupon ordered that a letter be prepared to Mr. Secretary Hedges [*fo.* 4], inclosing to him an extract of Mr. Dummer's foresaid letter relating to the French privateers.

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July 4. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A letter to Mr. Attorney General [*fo.* 2, 67], relating to the disobedience of the Propriety (*sic*) Governments to her Majesty's proclamation for settling the rate of coin in the Plantations, as directed in yesterday's minutes, was agreed and ordered to be sent.

New Yorke. *Letter to Mr. Attorney General about disobedience of the Propriety* (sic) *Governments to the proclamation relating to coin.*

A letter from Mr. Secretary Harley of the 3rd instant [*fo.* 5], refering to the Board a memorial from the Emperor's ministers here, relating to the carrying our English manufactures through Germany into Turkey, was read ; and thereupon ordered that a translation of the said memorial be made.

Trade. *Letter from Mr. Secretary Harley with the memorial of Emperor's Ministers about trade to Turkey.*

Ordered that Mr. Docmenique and Mr. Dockwra be writ to to attend the Board [*fo.* 9], in order to inquire of them about Mr. Townley, recommended by the Lord Cornbury to be one of the Councill of New Jersey.

New Jersey. *Letter to Mr. Docmenique &c. about a new counsellor.*

A letter to Mr. Secretary Hedges [*fo.* 3], inclosing an extract of Mr. Dummer's letter mentioned in yesterday's minutes, was signed.

Plantations General. *Letter to Mr. Secretary Hedges with extract of Mr. Dummer's letter about* Cotton *sloop.*

July 5. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Their lordships took again into consideration the Lord Cornbury's letters which were read the 27th and 28th of the last month ; and his lordship acquainting the Board in his letter of the 25th February that he had admitted Mr. Roger Mompesson, Mr. John Barbarie and Mr. Adolphus Philips into the Councill of New Yorke ; ordered that a representation be prepared [*fo.* 7] for offering to her Majesty that her Majesty be pleased to confirm the said three counsellors.

New York. *Lord Cornbury's letters.*

Representation for three new counsellors.

Upon consideration of the Imperial Minister's memorial mentioned in yesterday's minutes [*fo.* 3], ordered that the Governor or Deputy Governor of the Turkey Company have notice to attend the board to-morrow morning [*fo.* 7].

Trade. *Memorial from ye Emperor's envoy.*

Summons to the Governor of the Turkey Company.

A letter from my Lord Cornbury of the 19th February last [*fo.* 110] relating to his government of New Jersey, was read, and the papers therein refer'd to laid before the Board, which are as follows, vizt. :

New Jersey. *Letter from the Lord Cornbury.*

Publick Papers.

Minutes of the General Assembly from the 13th of November, 1704, to the 12th of December following, relating cheifly to Acts past in this Session.

Several Acts past at a General Assembly held in December, 1704.

And thereupon ordered that copy of paragraph H, which relates to the want of Statute books in New Jersey and New York, be sent to Mr. Lowndes, and that he be desired to move the Lord High Treasurer that this Board may have half a dozen complete collections of the Statutes, in order to be dispersed in the Plantations, as there may be occasion. Further ordered that copies of paragraphs K and L relating to fines, forfeitures and escheats, and to the appointing Rangers of the woods, together with the grants of the Jerseys to the Proprietors, and their surrender to her

Letter to Mr. Lowndes for collections of Statutes.

Extract of Lord Cornbury's letter about fines—appointing Rangers &c. sent to Mr. Attorney General.

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Majesty; as also that clause of her Majesty's instructions to the Lord Cornbury [*fo.* 72], relating to fines, forfeitures, and escheats, be sent to Mr. Attorney General, and his opinion desired whether such fines, forfeitures and escheats belong to her Majesty or the Proprietors, and whether the appointing of Rangers of the woods be in her Majesty or the said Proprietors.

Newfoundland.
Proposal from the town of Pool about Newfoundland.

Mr. Collin Campbell presented to the Board some proposalls from the town of Pool, relating to the security of Newfoundland, which was read.

Letter from Mr. Secretary Hedges with proposals of the Newfoundland merchants.

A letter from Mr. Secretary Hedges of yesterday's date, inclosing some proposalls of the Newfoundland merchants here, and refering to their lordships that part thereof which relates to the putting the inhabitants under a civill and military government, and directing the Board to prepare a scheme for such a settlement accordingly, as also instructions for the Commodore and Captain of the Fort [*fo.* 12] relating to the building storehouses and exempting the inhabitants from being pressed or being carryed to New England, was read; and thereupon ordered that copies of the said proposals be sent to the Mayors of Bristoll, Biddiford, Barnstable, Plymouth [*fo.* 21, 22], Exeter, Pool, Dartmouth and Weymouth [*fo.* 11, 24], and that they be desired to consult the Newfoundland traders in their respective corporations, and to appoint some person to attend the Board with their opinion upon the whole matter; and further ordered that the Newfoundland merchants in town have notice to attend the Board on Tuesday next in the morning [*fo.* 10, 11].

Copies thereof sent to the Mayors of several Western Ports for their answer.

Merchants summon'd.

July 6. Present:—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

New Yorke.
Representation for three new counsellors.

A representation [*fo.* 4, 23] for offering to her Majesty that Mr. Mompesson, Mr. Barbarie, and Mr. Philips, lately admitted into the Councill of New Yorke by the Lord Cornbury, may be constituted counsellors in that province, was signed.

Trade.
To Turkey through Germany.

Mr. Falkner, treasurer of the Turkey Company, attending, he was acquainted with the proposals made to her Majesty [*fo.* 5] by the Emperor's ministers for carrying on the trade to Turkey through Germany; whereupon he said that this proposal had been made before now, and that the Turkey Company would quickly be able to give their lordships an answer thereunto [*fo.* 17], if their lordships would let them have an abstract of the said proposal. Whereupon ordered that an abstract be sent to Mr. Falkner accordingly.

Abstract of Imperial Minister's Memorial sent to Mr. Faulkner, treasurer of Turkey Company.

Pennsylvania.
Letter from Mr. Penn about laws, &c.

A letter from Mr. Penn desiring their lordships' speedy report upon the laws of Pennsylvania [*fo.* 21], was read; and their lordships agreed to take the said laws into consideration on Tuesday next.

New York.
Mr. Bohun and Mr. Broughton's petitions for Attorney General's place.

A petition from Mr. Bohun praying their lordships recommendation of him to her Majesty for the place of Attorney Generall of New Yorke, as also another petition from Mr. Broughton (son of the late Attorney General at New York) desiring also to be recommended for the said place, were read; and thereupon ordered

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that the said petitions be sent to Mr. Attorney General for his opinion in like manner as Mr. Knight's had been the 5th of the last month.

Trade.
Letter from Mr. Secretary Hedges.
Papers relating to currant and fish trade at Venice.

A letter from Mr. Secretary Hedges of the 3rd instant, refering to the consideration of this Board an extract of a letter and two memorials from Mr. Broughton, consull at Venice [*fo.* 33, 35], relating to the currants and fish trade there, was read.

New Jersey.
Mr. Docmenique about counsellors recommended by the Lord Cornbury, and about purchasing lands from the Indians.

Mr. Docminique attending [*fo.* 4], he was asked if he knew Mr. Richard Townley recommended by the Lord Cornbury to fill up a vacancy in the Councill of New Jersey. To which he said that he did not know him, but would make inquiry. Then their lordships communicated to him paragraph N of the Lord Cornbury's letter which relates to the purchasing of lands of the Indians. To which he said that the proprietors did not purchase lands of the Indians to have a title to those lands, but only to make the Indians live easy with them, for they had all those lands in their patents : that in the beginning they sold their lands at 5*l.* a hundred acres with the quit rent of half a crown a year ; that they had indeed sold some for ten pound a hundred acres. But he added that, if their lordships would give him a copy of the foresaid paragraph N, he would bring an answer in writing [*fo.* 18] ; whereupon ordered that a copy of the said paragraph be given him accordingly.

Mr. Dockwra about new counsellor.

Mr. Dockwra attending, and the same question being asked him about Mr. Townley [*fo.* 4], he said that he thought that he was a very good man, and had no objection to his being admitted into the Councill of New Jersey.

July 10. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Newfoundland.
Mr. Merret.

Mr. Merret attending [*fo.* 6, 11], the memorial of the Newfoundland merchants, refer'd to this Board by Mr. Secretary Hedges and mentioned in the minutes of the 5th instant, was read ; whereupon he said that he thought it might be for the security of the fishery if the proposals in that memorial could be effected ; that for his part he could propose nothing to be done this year, not having had a perfect account in what condition they were in at Newfoundland since the late attempts of the French ; and therefore he was of opinion that no final determination be taken in relation to Newfoundland till the return of the Commodore, who will bring a full account of all that has passed there. He added that there was one John Stephens [*fo.* 13] lately arrived from Newfoundland in the same sloop with Mr. Collin Campbell (and now at Plymouth), who was able to give the Board some further account of the late attempts of the French [*fo.* 1, 17]; whereupon ordered that a letter be writ to the said Stephens [*fo.* 22], and that it be inclosed to Commissioner Greenhill, and he desired to procure a speedy answer thereunto.

Letter to Mr. Stephens at Plymouth for an account of what he knows of Newfoundland.

Letter from the Mayor of Pool.

A letter from Sir William Phippard, Mayor of Poole [*fo.* 7, 24], in answer to one writ him the 5th instant, upon the forementioned memorial of the Newfoundland merchants, was read.

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Merchants about their Memorial concerning the government of Newfoundland.

Mr. Samuel Shepherd, Mr. Brown, Mr. Campbell and others who had signed the abovesaid memorial attending [*fo.* 6, 10], the said Memorial was read; and several questions being asked them, they explained themselves as followeth vizt. that their desire was that the Commadore should every year nominate and appoint out of the principal inhabitants of the harbours where he should come, such persons as he should think best qualifyed to be justices of the peace and constables during the winter, in the absence of the fishing admirals; which justices they did not intend should be impowered to try and determin any differences that may happen during the winter, but only to bind over the parties to abide by the determination of the fishing admirals the next season; and that the fishing admirals have the same power of appointing the like officers in such harbours where the Commodore should not come.

They further desired that blanc commissions be sent over for constituting militia officers, and that it be left to the Commadore and the fishing admirals, as above, to fill up the blancs with the names of the principal inhabitants.

That her Majesty would be pleased to send 1,000 firearms (the French having carry'd away or destroyed all they had) to be distributed amongst the inhabitants, they giving security one for another to make good the said arms in case they be lost or broken.

That the inhabitants of St. John's have liberty to build storehouses under the cannon of the fort for securing their fishing tackle during the winter.

That three small forts be built, vizt., one at Ferryland, one at Carboniere, and one in Trinity Harbour; and that the Captain and other officers of the garrison be strictly forbid to trade or barter upon their own account, or any ways to concern themselves in the fishery upon pain of casheering.

Letter from Mr. Secretary Hedges about instructions for Capt. Lloyd and for the Commadore.

A letter from Mr. Secretary Hedges of the 6th instant [*fo.* 6, 13], directing the Board to prepare instructions for Captain Lloyd, commander of the soldiers at Newfoundland, and for the Commadore of the convoy there, relating to the inlisting of men, and to the late attempts of the French, was read; and their lordships resolved to take the same into consideration to-morrow morning.

July 11. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Newfoundland.
Letter from Mr. Merit with queries to be sent to Mr. Stephens at Plymouth.

A letter from Mr. Solomon Merit, inclosing some queries to be made to Mr. John Stephens [*fo.* 10, 22] (mentioned in yesterday's minutes) relating to the late attempts of the French at Newfoundland, were read; and thereupon ordered that the said queries be sent to the said Stephens accordingly.

Instructions for Capt. Lloyd and the Commadore.

Their lordships took again into consideration Mr. Secretary Hedges's letter mentioned in yesterday's minutes [*fo.* 12, 14, 15], relating to instructions for Captain Lloyd and the Commadore of the Newfoundland convoy, and made some progress therein.

Capt. Lloyd to attend.

Ordered that Captain Lloyd have notice to attend the Board to-morrow morning [*vide infra*].

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New York.

Mr. Sloper, agent.

Man-of-war going thither.

Letter to the Governor.

Mr. Sloper attending, acquainted their lordships that the Lord Cornbury had appointed him agent for New Yorke [*fo.* 23], and that a man of war would be ready in a little time to sail for New Yorke. Their lordships thereupon gave directions for preparing a letter to the Lord Cornbury accordingly.

July 12. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

Newfoundland.

Captain Lloyd about inlisting straglers, &c.

Captain Lloyd attending [*fo.* 13], and several questions being asked him relating to the inlisting of straglers at Newfoundland, he said that he only desired a power to inlist so many men as may make up the complement of his company when any shall dye or desert ; that he would not inlist any seamen or servants without the consent of their captains or masters, nor any person without his own consent, nor even that till after the fishery is over and the English ships sailed from thence, unless it be upon an invasion of the French.

Justices of Peace.

The proposal of the merchants, mentioned in the minutes of the 5th instant [*fo.* 6] for establishing justices of the peace &c., was communicated to him ; whereupon he said that there was very few, if any, of the inhabitants capable of executing such a place ; that those justices must be forbid to trade during their executing that office, else they would have opportunities of ingrossing all commodities and forestalling the market, and therefore he thought that none of the principal inhabitants would accept of such a commission.

Military Commissions

And as to the military commissions mentioned in the said proposal, he said that there was none of the inhabitants there capable of taking such a command upon them, and that he thought that if the Commodore should leave directions in all the harbours that the inhabitants immediatly send notice to the captain of the garrison at St. John's of the approach of the enemy, it might be sufficient.

Answer to Mr. Secretary Hedges's letters of 4th and 6th inst.

Then their lordships gave directions for preparing an answer to Mr. Secretary Hedges's letters [*fo.* 13, 16] of 4th and 6th instant relating to Newfoundland.

Letter to Mr. Lowndes for 40 copies of an Act.

Ordered that the secretary write to Mr. Lowndes for 40 copies of an Act intituled an Act to incourage the trade to Newfoundland, passed in 1698.

July 13. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Newfoundland.

Letter to Mr. Secretary Hedges. with instructions for ye Commodore and Capt. of the garrison, &c.

A letter to Mr. Secretary Hedges [*fo.* 15] as directed in yesterday's minutes, in answer to his of the 4th and 6th instant, relating to Newfoundland, inclosing instructions for the Commadore and the Captain of the garrison there, as also the draught of a declaration for her Majesty for settling a militia there, was signed.

Letter from Mr. Merit with heads for instructions to Capt. Lloyd.

A letter from Mr. Solomon Merit of the 13th instant, inclosing several heads which he proposed to be given as instructions to Captain Lloyd, was read ; and their lordships observed that most of them are already contained in the instructions abovementioned.

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Affidavit of Richard Sampson about the French invasion in Newfoundland.

An affidavit of Richard Sampson [*fo.* 19], lately arrived from Newfoundland, relating to what had happened there during the late invasion of the French [*fo.* 11, 24], was read.

July 17. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Trade.

Letter to the Turkey Company for their report on the Emperor's Minister's memorial.

Ordered that a letter be writ to the Turkey Company [*fo.* 8, 24], to desire them to hasten their report upon the Emperor's minister's memorial relating to the carrying on of our trade to Turkey through Germany.

Carolina.

Memorial from the Pennsylvania Company about 400 barrills of pitch and tar.

Certificate about the goodness thereof.

Mr. Byfield and several of the Pennsylvania Company attending, presented to their lordships a memorial [*fo.* 113], setting forth that a ship of theirs was lately arrived with 400 barrells of pitch and tar from Carolina, and praying that though the said ship be arrived before the time allowed by Act of Parliament for bounty money upon the importation of such commodities, yet that her Majesty would be pleased to give them such incouragement as shall be thought fit. They also presented to their lordships a certificate from several shipwrights and rope makers of the goodness of the said pitch and tar, both which papers were read. They added that upon the arrival of their said ship at Lisbon they could have sold their pitch and tar there for fifty shillings a barrell ; that the freight from Carolina being twenty shillings per barrell they could not afford it under forty shillings per barrell, unless her Majesty be pleased to allow them some incouragement in consideration of the great charge they have been at. That they now are willing to contract with the Navy for 5,000 barrells of pitch and tar a year. Whereupon a letter inclosing the foresaid memorial and certificate to Mr. Secretary Harley, desiring him to lay the same before her Majesty with the opinion of the Board that these gentlemen cannot claim the bounty appointed by Act of Parliament, which commences not till January next, yet they do deserve a suitable incouragement upon this account, was signed.

Letter to Mr. Secretary Harley with the foregoing papers.

New Jersey.

Letter to Mr. Docmenique for his answer to papers sent him.

Ordered that a letter be writ to Mr. Docminique [*fo.* 9] for his speedy answer to the papers delivered him the 6th instant relating to New Jersey.

Newfoundland.

Richard Sampson about his passage.

Richard Sampson [*fo.* 17] (whose affidavit relating to the late attempt of the French in Newfoundland was laid before the Board the 13th instant) attending [*fo.* 21], acquainted their lordships that, being hired by Mr. Collin Campbell to help to saile the sloop that was sent express with the account of those matters, he was now desirous to return to his family there, and prayed their lordships' intercession at the Admiralty that he might have his passage in one of the men-of-war now bound thither ; whereupon ordered that a letter be writ to Mr. Burchet accordingly.

Letter to Mr. Burchet thereupon.

Massachusets.

Two memorials from Sir Henry Ashhurst about Court of Chancery and Col. Dudley's refusal to admit Mr. Serjeant into the Councill.

Sir Henry Ashhurst presented to their lordships a memorial [*fo.* 267], desiring to be heard by his Council before any Court of Chancery be settled in the Massachusets Bay. He also presented to their lordships another memorial signifying that Colonel Dudley had refused to admit his cousen, Mr. Peter Serjeant, into the Councill

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of the Massachusets Bay, though he was annually chosen for that place, and desiring their lordships would write to Colonel Dudley in favour of the said Mr. Serjeant that he may be admitted to the said Councill the next time he is chosen ; both which memorials were read : and ordered that Colonel Dudley be writ to, to know the reason of such his constant refusal.

Col. Dudley to be writ to thereon.

A letter from Mr. Whitchurch, Mayor of Bristol [*fo.* 7], signifying that the merchants there had appointed Mr. Peter Renew and Mr. William Brown [*fo.* 21] to lay a memorial relating to Newfoundland before the Board, was read.

Newfoundland. *Letter from the Mayor of Bristol, &c.*

The secretary's accounts of expenses for three-quarters of a year, vizt., from Christmas, 1704, to Midsummer last, amounting to fifty-seven pounds one shilling and 4 pence.

Miscellanies. *Incident accounts.*

Mr. Churchill's account of stationary ware for the same time, amounting to sixty-six pounds two shillings and eleven pence ; and the postman's account for the same time amounting to one hundred and one pounds ;

The whole, amounting to two hundred twenty-four pounds four shillings and three pence, were laid before the Board, and a letter writ to the Lord Treasurer, desiring his lordship's direction for the payment thereof.

July 18. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A letter to the Lord Cornbury in answer to his late letters, relating to his government of New Yorke, was signed.

New York. *Letter to the Governor.*

A letter from Mr. Burchet [*fo.* 19, 25] in answer to one writ him yesterday inclosing a letter to the captain of the *Anglesey*, directing him to take Richard Sampson on board his ship and carry him to Newfoundland, was read, and the said letter delivered to the said Sampson.

Newfoundland. *Letter from Mr. Burchet about Richard Sampson's going to Newfoundland.*

Mr. Attorney General's report upon the Acts past at two General Assemblies of Pennsylvania [*fo.* 8, 22], the one held in November, 1700, the other in October, 1701, was read, and the said Acts taken into consideration and a progress made therein.

Pennsylvania. *Acts under consideration and Attorney General's report.*

Mr. Brown and Mr. Brooks presented to their lordships a memorial from the city of Bristoll, another from the town of Barnstaple, and a letter from the town of Biddiford [*fo.* 20, 7, 24], all giving their opinions upon the memorial of the London merchants trading to Newfoundland [*fo.* 6, 24], relating to the security of that place, which were read.

Newfoundland. *Two memorials from Bristol and Biddiford, &c.*

July 19. Present :—Lord Dartmouth, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A letter from Commissioner Greenhill, dated at Plymouth the 15th instant [*fo.* 11], signifying that John Stephens, lately come from Newfoundland, was gone from thence, was read.

Newfoundland. *Letter from Mr. Greenhill about John Stephens.*

Their lordships entered again upon the consideration of the Pennsylvania Laws [*fo.* 21, 23], and made a further progress therein ; and ordered that a copy of the *Act for erecting and establishing a Post Office* [*fo.* 107] be sent to the Post Master General for their opinion thereupon.

Pennsylvania. *Acts. Letter to Post Master General.*

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July 20. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Pennsylvania. *Laws.*

Their lordships went through the consideration of the Pennsylvania laws [*fo.* 22, 25], and gave directions for preparing a representation thereupon.

Miscellanies. *Order of Councill on representation about Clifford's accounts.*

A copy of an Order of Councill of the 9th instant [*I. fo.* 387] upon a representation of the 24th May last, relating to Mr. Jeronomy Clifford's accounts [*fo.* 57], approving the same, was read.

New Yorke. *Order of Council on representation about new counsellors.*

A copy of an Order of Councill of the 9th instant [*fo.* 7] upon a representation of the 6th ditto, proposing Mr. Mompesson, Mr. Barbarie and Mr. Philips to be of the Councill of New Yorke, approving the same, was read.

Lord Cornbury's warrant to a new agent.

Copy of a warrant from the Lord Cornbury, dated the 1st of March, $170\frac{4}{5}$ [*fo.* 14], appointing William Sloper his lordship's agent for the province of New Yorke, was laid before the Board.

July 24. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Trade. *Memorial from the Turkey Company upon proposals from the Imperial Company.*

A memorial from the Turkey Company [*fo.* 17], in answer to the letter writ them the 6th instant upon the proposals of the Imperial Commissary relating to the carrying of the trade to Turkey through Germany, was read, and a letter thereupon writ to Mr. Secretary Harley, signifying that the Board would be glad to discourse with the said Commissary to-morrow morning upon those matters [*fo.* 26].

Letter to Mr. Secretary Harley desiring to discourse the said Commissary thereupon.

Newfoundland. *Letter from ye Mayor of Exeter about security of Newfoundland.* *Letters from the Western Ports to be abstracted.*

A letter from the Mayor of Exeter, in answer to the letter writ him the 5th instant [*fo.* 7], relating to the security of Newfoundland,* was read ; and thereupon ordered that an abstract of the said letter, and of those lately received from the other Western ports, be made and laid before the Board to-morrow morning.

Letter from Lt. Moody to Col. Dudley about attempts of the French at Newfoundland.

A letter from Lieutenant Moody, dated the 20th of Aprill, 1705, to Colonel Dudley [*fo.* 17, 69, 169], giving an account of the late attempts of the French at Newfoundland, was communicated to the Board by Mr. Blathwayt, and read ; and thereupon ordered that a copy of the said letter be sent to Mr. Lewis, to be laid before Mr. Secretary Harley.

Letter from Mr. Burchett about the orders for Sampson's going on board the Anglesey's *being countermanded.*

A letter from Mr. Burchet of the 21st instant [*fo.* 21], signifying that his Royal Highness had heard that Richard Sampson was a servant to Mr. Collin Campbell, and endeavouring to run away from his service, and that therefore his Royal Highness had countermanded his orders to the Captain of the *Anglesey* to take the said Sampson on board, was read ; and thereupon ordered that the said Campbell have notice to attend the Board to-morrow morning.

Barbados. *Copy of an Order of Councill of 20th instant on representations of 29th March, and 15th and 27th June last about complaints against ye Governor.*

Copy of an Order of Councill of the 20th instant [*I. fo.* 344, 410], upon representations of this Board of the 29th of March and 15th of June [*fo.* 27, 28], relating to complaints against Sir Beville Granville, Governor of Barbadoes, as also upon a representation of the 27th of

* [Right hand margin.] Representation upon this with other matters relating to Newfoundland, *fol.* 215.

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June last [*I. fo.* 416], upon the petition of Richard Downes, complaining that Sir Beville Granville had refused to admit the said Downes into the Councill of Barbados, was read.

Pennsylvania.
Mr. Penn about laws.

Mr. Penn attending, he was acquainted with the objections their lordships had against several of the laws of Pennsylvania [*fo.* 23], and after some discourse thereupon, ordered that a copy of their lordships' observations upon the said Acts [*fo.* 38] be sent to Mr. Penn for his information.

July 25. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Trade.
Emperor's Ministers about trade to Turkey.

The Count de Gallas, the Emperor's Envoy Extraordinary, as also Monsieur Vecelly, his Commissary General of Trade, being present [*fo.* 24], their memorial to her Majesty relating to the carrying of the trade to Turkey through Germany and Hungary, was read ; and after some discourse upon the difficulties that seem to attend their proposall, they desired to have the said objections in writing, in order to their returning an answer thereunto : whereupon their lordships gave directions for drawing up the said objections, and for preparing a letter to Mr. Secretary Harley [*fo.* 27], inclosing ye same to him, to be communicated to the said Envoy and Commissary accordingly.

Letter to Mr. Secretary Harley with objections to their proposal.

July 26. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

Barbados.
Mr. Bernard about a copy of the representation relating to the four suspended counsellors.

Mr Bernard attending, and desiring of their lordships a copy of that part of their late representation [*fo.* 25], which relates to the complaints of the four suspended counsellors of Barbados [*fo.* 325], he was acquainted that the said representation having been presented and read to her Majesty, it was not now properly in the custody of the Board, and therefore their lordships could not grant a copy thereof.

Trade.
Draught of letter to Mr. Secretary Harley in answer to the memorial of ye Imperial Ministers.

The draught of a letter to Mr. Secretary Harley inclosing their lordships' answer to the memorial of the Emperor's Envoy Extraordinary and Commissary of Commerce [*fo.* 26. 29], in relation to a trade to the Levant, to be carryed on through Germany and Hungary, as directed in yesterday's minutes, was agreed and ordered to be transcribed.

July 27. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt.

Plantations General.
Circular letters, with proclamations for thanksgiving.

Ordered that the secretary write to all the Governors of the Plantations, inclosing to them her Majesty's late proclamation for a day of thanksgiving, that they may give the like directions in their respective governments

Barbados.
Copy of an Order of Councill approving a representation upon complaints against the Governor.

Copy of an Order of Councill of the 20th instant upon a representation of the 29th of March last [*I. fo.* 344; *fo.* 25, 61, 81], relating to complaints against Sir Beville Granville* approving the said representation, and directing that Mr. Skene be dismissed

* [In right hand margin.] Order of House of Lords about complaints against Sir Bevil Granville, *fol.* 187.

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Mr. Skene. Affidavits &c., about him to be sent Mr. Attorney and Sollicitor General.

from his place of secretary of Barbados [*fo.* 36], and that he be prosecuted for the misdemeanors charged against him, was read; whereupon ordered that copy of the said Order of Councill and the affidavits in this office [*fo.* 36] against the said Skene be sent to Mr. Atturney and Mr. Sollicitor General.

Nevis.
Act about Capt. Butler's estate sent to Mr. Attorney General.

An Act past at Nevis to settle the estate of Captain Thomas Butler, deceased, on his three sons, William, Thomas and James Butler, and their heires and assignes for ever [*fo.* 32], was read; and thereupon ordered that it be sent to Mr. Attorney General for his opinion in point of law.

New Jersey.
Letter to Lord Cornbury.

Ordered that the secretary write to the Lord Cornbury, acknowledging the receipt of his lordship's letters relating to his government of New Jersey.

Trade.
Letter to Mr. Secretary Harley with answer to the proposal of the Imperial Minister about trade to Turkey.

A letter to Mr. Secretary Harley, inclosing their lordships' answer to the proposal of the Emperor's ministers [*fo.* 27, 33] for carrying on the trade to Turkey through Germany and Hungary, as agreed in yesterday's minutes, was signed.

August 10. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows.

Plantations General.
Letter from Mr. Dumer about the sailing of his packet boat.

A letter from Mr. Dummer of the 4th instant, giving an account of the course of the six islands' packet boat to the West Indies and back, was read.

Jamaica.
Letter from Col. Handasyd.

A letter from Colonel Handasyd, Governor of Jamaica, of the 11th of June last, was read, and the papers therein refer'd to laid before the Board, vizt.:

Publick papers.

Minutes of the Councill of the 2nd of Aprill, 8th and 30th of May, 1705.

Naval Officers' lists of ships from the 2nd of Aprill, 1703, to the 14th of May, 1705.

Barbados.
Two letters from Sir Beville Granville.

Two letters from Sir Beville Granville, Governor of Barbados, vizt., of the 8th of Aprill and 16th of May, 1705, were read, and the papers therein refer'd to laid before the Board, vizt.:

Publick papers.

Two Acts past in February, $170\frac{4}{5}$.

And Naval Officers' lists of ships from the 25th December, 1704, to the 24th of March following.

Leeward Islands.
Letter from Col. Codrington.

A letter from Colonel Codrington of the 24th of May last, was read.

Letter from Col. Johnson.

A letter from Colonel Johnson, Commander in Cheif of the Leeward Islands, dated the 22nd of March last, was read.

Letter from Col. Johnson with publick papers.

A letter from the said Colonel Johnson, dated at Nevis the 24th of May last, inclosing an account of the exports and imports from and to that island, from the 12th of January, $170\frac{4}{5}$, to the 12th of Aprill following, was read.

Two Acts past at Antegoa in January and February, $170\frac{4}{5}$, as also four Acts past at Mountserrat in March and Aprill last, received at the same time with the foregoing letter, were laid before the Board.

A third letter from him.
Transcript of Nevis laws.
Prisoners.

A letter from the said Colonel Johnson, with a transcript of the laws of Nevis now in force in that Island, and about 100 prisoners being arrived there from Martinico, dated the 26th of May, 1705, was laid before the Board.

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Another letter from Colonel Johnson, with papers relating to the case of Mr. Peter Vanbelle, dated at Nevis the 26th of May, 1705, was laid before the Board and read. And the inclosed therein were :

A fourth letter from Col. Johnson.

Minutes of a Court of Admiralty held at Nevis in May, 1699, relating to the case of Mr. Vanbell.

Publick papers.

Memorial from Mr. William Mead to the President and Councill (against Mr. Vanbelle), setting forth that 50 negro slaves were imported in a foreign vessell into the Island of St. Christophers, contrary to an Act of Parliament.

A letter from Colonel Bennet, Lieutenant Governor of Bermuda, of the 31st of March last, was read, and the following paper there inclosed laid before the Board.

Bermuda. *Letter from Col. Bennet.*

Copy of Mr. Jones's paper of complaints, with Colonel Bennet's answer.

Jones.

Another letter from Colonel Bennet to the secretary, dated the 4th of Aprill last, was read, and the papers therewith transmitted laid before the Board, and are as follows, vizt. :

Bermuda. *Letter from Col. Bennet.*

Proceedings relating to Mr. Jones since his arrival in Bermuda.

Observations made by Mr. Charles Minors on the behaviour of Mr. Edward Jones since his return to Bermuda, with a list of records and papers delivered into his custody.

Papers relating to Jones.

The opinions of the Councill of Bermuda relating to Mr. Jones's demands.

Six Acts past at Nevis in March last [*fo.* 83] were presented to the Board by Colonel Jory.

Nevis. *Acts.*

Mr. Attorney General's report upon an Act past at Nevis [*fo.* 28] to settle the estate of Captain Thomas Butler, deceased, on his three sons, William, Thomas and James Butler, and their heires and assignes for ever, was read ; and a representation offering the said Act to her Majesty for her royal confirmation [*fo.* 43], was signed.

Attorney General's report and Board's representation upon one.

A letter to Colonel Park, inclosing a new seal for the Leeward Islands, together with her Majesty's warrant for using the same, was signed.

Leeward Islands. *Letter to Col. Park. New seal.*

August 28. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

A letter from Mr. Warr to the secretary, returning the Board's answer to the Imperial Envoy's &c. memorial relating to the carrying the trade to Turkey through Germany and Hungary [*fo.* 29, 104] (sent to Mr. Secretary Harley the 27th of the last month), and desiring that the same might be translated into French, was read ; whereupon their lordships agreed a translation thereof, and inclosed the same in a letter to Mr. Secretary Harley, which was signed.

Trade. *Letter from Mr. Warr about translating the answer of this Board to the Imperial envoy's memorial.*

A letter from Mr. Secretary Hedges of the 24th instant, refering to this Board a petition of several of her Majesty's subjects, prisoners of war at the Havana &c. [*fo.* 40], praying that the Governor of Jamaica may have directions to exchange them as is customary, as also an extract of a letter from Consul Broughton at Venice, about that Republick's having laid an imposition upon English ships lading fruit [*fo.* 8, 35] in their territories, was read ; and Mr. Dyer

Jamaica. *Letter from Mr. Secretary Hedges about prisoners at the Havana and* **(Trade)** *about a duty laid on English ships lading fruit at Venice.*

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Jamaica.
Mr. Dyer at the Board relating to prisoners at Havana.

attending (who appears in behalf of the prisoners abovementioned) [*fo.* 42], produced a certificate of John Crouch, John Eccleston and Thomas Humphries, setting forth that the *Granville* frigat &c. and 40 men was taken by a Spanish privateer in 1704 near the Island Exhuma and carryed to the Havana, where 'tis supposed the said 40 men now are; and that he himself was taken in 1703 going from Jamaica to Campeachy and was likewise carryed to the Havana, and there used with great severity for some time, being kept stark naked with very poor allowance; but that upon his petition in Latin to the Bishop of Cuba he was inlarged and treated with less rigour. He added that the prisoners were treated with the utmost barbarity; that several of them dyed under the lashes they received; that some were starved to death; that others were put to clean the river; that 40 men taken before the war were branded with the slaves' mark and sent to work in the mines; and that one Captain Isaac Hamilton, although taken since the war, yet was sent likewise to the mines; and that the prisoners now remaining at the Havana are such as have been taken during this present war; that by means of a Capuchin going from thence to France, he obtained leave to go along with him, where after his arrival he got himself exchanged among other prisoners there, and came to England. He promised to bring an account of the whole matter to their lordships in writing [*fo.* 42].

August 29. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

Trade.
Mr. Broughton's papers under consideration.

Their lordships took into consideration the papers from Mr. Broughton refer'd to in Mr. Secretary Hedges's letters of the 3rd July and 24th instant [*fo.* 8, 33] relating to the fish and corinths trade at Venice; and thereupon ordered that the Venetian merchants have notice to attend the Board to-morrow morning [*fo.* 37].

Venetian merchants to attend.

Barbados.
Letter from Mr. Povey.
Papers about Mr. Skene.

A letter from Mr. Povey, returning the papers sent to Mr. Attorney and Mr. Sollicitor General relating to Mr. Skene, secretary of Barbados [*fo.* 28], and signifying that Mr. Attorney General had no observation to make thereupon, was read.

Order of Councill for repealing an order against Skene, and for suspending him only, &c.

An Order of Councill of the 13th instant, repealing that part of the Order of the 20th of July last, whereby Mr. Skene was to be dismissed from his place of secretary of that Island [*fo.* 28], and directing that he be only suspended from the execution of the said place till his answer be returned to the papers exhibited against him [*fo.* 305], and her Majesty's pleasure known thereupon, and further directing the Board to transmit the said papers for the said Skene's answer accordingly, was read; and thereupon ordered that a letter be prepared to Sir Beville Granville for that purpose [*fo.* 37].

Letter to the Governor thereupon.

August 30. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

Barbados.
Letter from Sir Beville Granville.

A letter from Sir Beville Granville, Governor of Barbados, dated the 10th of June last, was read, and the papers therein refer'd to laid before the Board, vizt.:

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Publick papers.

A collection of all the laws in force in Barbados from the year 1648 to June, 1704.

Captain Lilly the Ingineer's account of the state of the fortifications in Barbados.

Two Acts past in Barbados in February and March, 170$\frac{4}{5}$.

Barbados, Jamaica, Leeward Islands, Bermuda.
Letters.

Letters to the Governors of Jamaica, Barbados, the Leeward Islands and Bermuda, were signed.

Trade.
Venetian merchants about duty laid on fruit at Venice.

Mr. Jaminau and other Venetian merchants attending, the papers from Mr. Broughton relating to that trade [*fo.* 35, 45] and mentioned in yesterday's minutes, were communicated to them for their observations thereupon, which they promised to bring to their lordships in a few days.

Pennsylvania.
Mr. Penn's answer to the observations on the laws, &c.

Mr. Penn presented to the Board his answer to their observations upon the Pennsylvania Laws [*fo.* 26, 39], which their lordships resolved to take into consideration to-morrow. Then Mr. Penn desired their lordships to signify to him by letter that they would lay such of the Pennsylvania laws, against which they had no objection, before her Majesty, after her return from Winchester, for her royal approbation; whereupon their lordships gave directions for preparing such a letter accordingly.

Congratulatory address from the Assembly to the Queen.

Mr. Penn further communicated to the Board a congratulatory address from the Assembly of Pennsylvania to her Majesty, signed by David Lloyd, which he said he would present to her Majesty; upon which he observed that the said Lloyd was the person whom he was directed by an Order of Council of the 31st of August, 1699, to turn out of all the places he had in the Government of Pennsylvania, for mismanagement and disrespect to the Crown.

August 31. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

Barbados.
Letter to Mr. Lowndes about breach of Acts of Trade by Mr. Corbet at Bridge Town.

Ordered that a letter be writ to Mr. Lowndes, inclosing to him extracts of the minutes of Barbados of the 26th March last, relating to a breach of the Acts of trade by Robert Corbet, one of the Custome House officers and reciever of her Majesty's duty of 4$\frac{1}{2}$ *per cent.* at Bridge Town.

Pennsylvania.
Observations on the laws and Mr. Penn's answer, &c.

Mr. Penn attending [*fo.* 38, 41], their lordships' observations upon the Pennsylvania laws, with Mr. Penn's answer thereunto, were read; and after some discourse thereupon, Mr. Penn agreed that the said laws be remitted back to Pennsylvania to be amended according to the said observations of the Board; and he further desired that those Acts, against which Mr. Attorney General had given his opinion, might not be repealed, but returned also back to Pennsylvania to be amended.

Jamaica.
Petition of the English prisoners, &c., under consideration.

Their lordships took into consideration the petition of the English prisoners at Havana &c. [*fo.* 33] refer'd to in Mr. Secretary Hedges's letter of the 24th instant and agreed upon a draught of a letter in answer thereunto [*vide infra*].

September 1. Present:—Mr. Cecill, Mr. Blathwayt, Mr. Prior.

Pennsylvania.
Mr. Penn's grant of Pennsylvania abstracted.

Mr. Penn presented to the Board an abstract of the clauses contained in his grant of Pennsylvania [*fo.* 43], which he is willing

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to surrender to her Majesty, as also a paper containing the heads of what he desired from her Majesty, both which were read, and their lordships resolved to take the same into consideration at their first meeting.

Jamaica. *Letter to Mr. Secretary Hedges about English prisoners in the Spanish West Indies.*

A letter to Mr. Secretary Hedges [*vide supra*], in answer to that part of his of the 24th of the last month which relates to the English prisoners in the Spanish West Indies, proposing that her Majesty's directions be sent to the Governor of Jamaica, requiring him to endeavour to get the said prisoners exchanged, was signed.

September 4. Present :—Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Pennsylvania. *Laws.*

Mr. Penn attending [*fo.* 39, 43], their lordships made a further progress in the consideration of the Pennsylvania laws, and resolved to proceed further therein at their next meeting.

September 25. Present :—Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Jamaica. *Representation for a new counsellor.*

A representation proposing Colonel Edmond Edlyn to be of the Councill of Jamaica in the room of Colonel Thomas Ascough, deceased, [*fo.* 82] was signed.

Papers from Mr. Dyer about cruelty of the Spaniards to the English prisoners.

Two papers from Mr. Dyer, lately a prisoner at the Havana [*fo* 34] vizt. :

An account of the Spaniards' cruelty to the English prisoners taken by them in America.

An account of the several ports the Spaniards have in those parts, with a description of their fortifications &c.

Letter to Mr. Secretary Hedges inclosing the same.

were read ; whereupon a letter, inclosing the same to Mr. Secretary Hedges, was signed.

New York. *Order of Council on representation about stores of war.*

Copy of an Order of Councill of the 22nd of February last [*I. fo.* 281], upon a representation of the same date about stores of war for New Yorke, referring the same to the Duke of Marlborough, General of the Ordnance, was read.

New York. *Order of Councill on representation about presents for the Indians.*

Copy of an Order of Councill of the 22nd February last [*I. fo.* 281], upon a representation of the same date about presents for the five nations of Indians, referring the same to the Lord High Treasurer, was read.

Jamaica. *Order of Councill on representation about new seal, &c.*

Copy of an Order of Councill of the 17th of May last [*I. fo.* 383], upon a representation of the 10th ditto with a new seal and warrant for using the same in the Island of Jamaica, approving the said representation, was read.

Leeward Islands. *Order of Councill on representation with Col. Park's instructions.*

Copy of an Order of Councill of the 17th May last [*I. fo.* 383] upon a representation of the 10th ditto with Colonel Park's instructions for the government of the Leeward Islands, approving the same, was read.

Nevis. *Order of Councill on representation for settling the estate of Tho. Butler, &c.*

Copy of an Order of Councill of the 13th [*fo.* 32] upon a representation of the 10th August for confirming an Act past at Nevis, for settling the estate of Captain Thomas Butler, deceased, on his three sons &c., approving the same, was read.

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Ordered that the draught of a representation be prepared upon the Pennsylvania laws [*fo.* 41, 44], and a letter to Mr. Secretary Hedges [*fo.* 40, 44] upon Mr. Penn's proposal for a surrender.

Pennsylvania. *Draught of representation on laws. Letter to Mr. Secretary Hedges on Mr. Penn's proposal of surrender.*

October 2. Present:—Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

A reference from Mr. Secretary Harley of the 23rd of the last month upon the petition of the Jamaica merchants praying that her Majesty would please to grant them her 8th part of the ship *Richard and Sarah*, taken by a French privateer and retaken by her Majesty's ship the *Rochester*, was read; and thereupon ordered that the said merchants have notice to attend the Board on Thursday morning next [*fo.* 48].

Jamaica. *Reference from Mr. Secretary Harley on petition of several merchants about a retaken ship.*

The draught of a letter to Mr. Secretary Hedges upon Mr. Penn's proposal for surrendering his government of Pennsylvania to her Majesty [*fo.* 43, 53], as also the draught of a representation upon the laws of Pennsylvania [*fo.* 43, 48], were read; and thereupon ordered that Mr. Penn have notice to attend the Board on Thursday morning next.

Pennsylvania. *Draught of letter to Mr. Secretary Hedges about Mr. Penn's proposal of surrender. Draught of representaton on laws.*

A memorial from Mr. Field and Mr. Wyeth [*I. fo.* 416], in answer to Sir Henry Ashhurst's last memorial relating to an Act of Connecticut intituled *Hereticks* [*fo.* 50], was read; and thereupon ordered that a draught of a representation be prepared for offering to her Majesty that the said Act be repealed.

Connecticut. *Memorial from Mr. Field, &c., about Act intituled Hereticks.*

October 4. Present:—Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

A letter from Mr. Secretary Hedges of the 14th of the last month [*fo.* 37, 53], referring to the Board an extract of a letter from Mr. Broughton, Consul at Venice, with a copy of an Act of that Senate for laying a new duty upon corinths laden on English ships, was read.

Trade. *Letter from Mr. Secretary Hedges.*

Duty on corinths at Venice.

Mr. Samuel Shepherd and Mr. Claude Jamineau attending in behalf of the Venetian merchants [*fo.* 37, 53], they returned to the Board the papers from the foresaid Mr. Broughton, which were communicated to them the 30th of August last, relating to an imposition of ten dollars per 1,000 laid by the Senate of Venice upon corinths shipt in English ships, to commence the 1st of January next, which they said was an equivalent to the 4 shillings *per centum* laid by the late Act of Parliament upon corinths imported here in Venetian ships. They said that the Venetians were much in the wrong to be offended at the imposition laid here; that they ought rather to take it as a kindness that the said imposition was not laid upon English ships also; that the quantity of corinths imported in English ships was about 3,000 tun *per annum*; that the Venetians have not had above six ships at most come hither in a year, and that the duty laid upon them is between 3 and 400*li.* a ship; whereas, if it had been laid upon English ships also, it would have given a great shock to that trade; that they are of opinion that, if the Senate do exact the new imposition of 10 dollars per 1,000, they will in a little time destroy their own trade; for the prime cost of

Mr. Shepherd, &c., in behalf of Venetian merchants.

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corinths at the islands was 12 duckets per 1,000, the ordinary duty as much, besides this new addition of 10 dollars; so that, with the other charges in lading of their ships, the corinths come very dear on board. Then reckoning the freight home and the duty here (which duty is as much as the whole charge there) they will be so very dear that it will not be worth while to import them. Besides it is to be considered that we can be without their corinths, whereas they cannot be without our woollen manufactures, salmon, red herrings and pilchards, which they cannot be furnished with from other countries. And these gentlemen added that they doubted not but the Venetians would in a little time see their error, when they once begun to percieve their corinth trade to slacken; but, if they should not repeal this additional duty of theirs, then these gentlemen thought it would be prudent that the same duty laid here on the Venetian ships should be laid likewise on English ships, which would soon put a stop to that trade, and thereby be a means to bring the Venetians to reason: however, they said they were informed by their correspondents that the Senate were deliberating about lengthening the time for the commencement of this new duty till Aprill next, in order to see what our Parliament would do thereupon. They further added that they had several things to complain of, if there was to be a Treaty of Commerce with that State [*fo.* 331], and they instanced in the two following particulars, vizt., that all ships coming to Venice are obliged to pay about 120 crowns per ship for convoys in the Gulph, whereas our ships never had any such convoys, nor are they secured from the French ships even in the Venetian ports, from whence several of them have been taken. That when any ship arrives with fish, the magistrates limit the price at which the fishmongers are to sell it, which is in effect limiting the price we are to sell at.

Pennsylvania.
Mr. Penn about laws.

Mr. Penn attending, and several questions being asked him about the Pennsylvania laws [*fo.* 44, 51], he said that they were passed by his Deputy Governor, that he had reserved to himself by his commission to the said Deputy Governor a negative upon all the laws so passed by him, that he had not himself as yet confirmed the laws now under consideration, and that he was ready to confirm all such as the Board approved of before they be presented to her Majesty; and he promised to bring to the Board a copy of his commission to his Deputy Governor [*fo.* 51].

Jamaica.
Sir Bartholomew Gracedieu, &c., about ship taken by the French and retaken by the English, &c.

Sir Bartholomew Gracedieu, with several Jamaica merchants, attending, Mr. Secretary Harley's reference upon their petition [*fo.* 44, 50], praying her Majesty to release to them her 8th part of their ship the *Richard and Sarah*, taken by a French privateer and retaken by the *Rochester* man-of-war (mentioned in the minutes of the 2nd instant) was again read; whereupon they said that the reason for their said prayer was the great losses they have sustained by earthquakes, by fire, and now during the war by their ships being frequently taken and carryed into France, and particularly the loss they have sustained in this ship; for, besides that the hull is so shattered that she can never be made a good ship again, the French took out of her before she was retaken by the *Rochester* all the indigo, which was the most valuable commodity she had on

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board, besides 2,500*l.* in silver, so that the remainder of the cargo with the ship herself are not of considerable value. Captain Wilkinson, the master of the said ship, and the super-cargo attending at the same time, and being asked several questions, they said that their ship had 20 guns and 30 men, nine of which would not fight ; that the rest maintained a fight of six hours, and had not been taken but that their mainmast was shot by ye board ; that they had five men killed and five wounded, of which last the master was one ; that the privateer had 20 guns and 166 men, of which 33 were killed and above 30 wounded. Whereupon their lordships gave directions for preparing an answer [*vide infra*] to Mr. Secretary Harley's said reference.

October 5. Present :—Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Jamaica.
Letter to Mr. Secretary Harley about petition of Merchants' ship Richard and Sarah.

A letter to Mr. Secretary Harley [*vide supra*] relating to the petition of the Jamaica merchants for her Majesty's 8th part of the ship *Richard and Sarah*, which had been taken by the French and retaken by her Majesty's ship the *Rochester*, as mentioned in yesterday's minutes, was signed.

Connecticut.
Representation on Act intituled Hereticks.

A representation offering to her Majesty that an Act past in Connecticut intituled *Hereticks* [*fo.* 45, 102], be repealed, was signed.

Pennsylvania.
Copy of Col. Hamilton's commission to be Deputy Governor.

A copy of Mr. Penn's commission [*fo.* 48] to Andrew Hamilton to be Deputy Governor of Pennsylvania was sent by Mr. Penn to the Board and read, and a copy thereof ordered to be kept.

October 9. Present :—Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Maryland.
Box of papers.

Colonel Blakiston presented to their lordships a box of papers which he had received from Colonel Seymour, Governor of Maryland [*fo.* 59], and thereupon ordered that the letters be minuted and laid before the Board on Thursday morning.

Pennsylvania.
Act about Courts.

Mr. Penn attending, presented to their lordships a paper containing some objections to one of the Pennsylvania laws [*fo.* 48, 52], intituled *An Act for establishing Courts of Judicature in this Province and the Colonies annexed*, and desired that the said law might not be confirmed, but sent back to be amended.

Barbados.
Col. Maycock about copy of Mr. Hay's deposition.

Colonel Maycock desired of their lordships a copy of Mr. George Hayes affidavit relating to Captain Martin's refusing to obey the Governor's warrant for delivery of Mr. Maycock and Mr. Tyrrell on board his ship the *Blackwall* ; whereupon ordered that a copy be given to him accordingly.

October 11. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Pennsylvania.
Laws.

Mr. Penn attending, their lordships proceeded in the consideration of the Pennsylvania laws [*fo.* 51], but some doubts arising relating to a power reserved by Mr. Penn to himself in his commission to his Lieutenant Governor of confirming or disallowing of such Acts as shall be passed by his said Lieutenant Governor, their lordships gave

1705.
Letter to Mr. Attorney General with quæres.

directions for preparing a letter and quæres to Mr. Attorny General thereupon [*fo.* 53].

October 12. Present:—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Pennsylvania.
Letter to Mr. Attorney General with quæres on Pennsylvania. Laws.

The quæres to Mr. Attorney General relating to the laws of Pennsylvania [*fo.* 52, 71], as ordered in yesterday's minutes, were agreed and sent.

Letter to Mr. Penn about his surrender and laws.

Ordered that a letter be writ to Mr. Penn to know whether he desire the Board should proceed to a report to her Majesty upon his proposals for a surrender of his government of Pennsylvania singly [*fo.* 44, 57], without staying for a determination about the laws.

Trade.
Letter to Mr. Secretary Hedges in answer to his about trade to Venice.

A letter to Mr. Secretary Hedges, in answer to his of the 3rd July, 24th August and 14th of September last [*fo.* 35, 45], upon Mr. Broughton's papers relating to the trade to Venice,* was signed.

Virginia.
Letter from Col. Nicholson.

A letter from Colonel Nicholson, Governor of Virginia, dated the 25th of July last, was read, and the papers therein refer'd to laid before the Board, and are as follows, vizt.:

Publick papers.

Address of the Assembly to her Majesty upon the success of her arms near the Danube.

Address of the Grand Jury to her Majesty, congratulating the success of her Majesty's arms near the Danube, and thanking her Majesty for continuing Colonel Nicholson Governor of Virginia.

Address to her Majesty from the Assembly [*fo.* 58], justifying themselves from the misrepresentations of Colonel Robert Quary.

List of tythables and of the tobacco levyed upon them in April, 1705.

Copies of several proclamations &c.

Dockets of causes tried in the several County Courts in Virginia, from 1703 to 1705.

Colonel Carter, late Treasurer's account made up with the Assembly begining Aprill 28th, 1704, and ending the 2nd December following.

Account of the quit-rents &c. for the year 1704.

An account of the revenue of 2 shillings per hogshead &c. from the 25th October, 1704, to the 25th of Aprill, 1705.

An account of the revenue of 2 shillings per hogshead from the 25th April, 1705, to the 20th July following, as also an account of the salary due to Colonel Nicholson.

Mr. Treasurer Beverley's account of the impositions on liquors, servants and slaves to May, 1705.

An account of the money ordered by the General Assembly in Aprill, 1705.

Copy of the rent rolls of the several counties for the year 1704.

* [In right hand margin.] Treaty of Commerce, *fo.* 331.

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A copy of Mr. Robert Beverley's letter and papers sent to the General Assembly, with their proceedings thereon.
An abstract from the reports of the Committee of Publick Claims in Aprill, 1705.
List of patents for land signed the 2nd of May, 1705.
Proceedings of the Governor and Councill relating to the ship[s] *Strumbelo*, *Orford* and *Hastings*, and the fleet bound out for their convoy, 1705.
Copies of the answers sent by the several vestries to Colonel Nicholson's orders with Sir Edward Northey's opinion concerning induction of ministers &c.
Abstract of naval officers' lists of ships cleared outwards from May, 1704 to the 22nd July, 1705.
Naval officers' lists of ships cleared outward from May, 1704, to the 22nd July, 1705.
Minutes of Councill from the 8th of August, 1704, to the 10th of February, 170$\frac{4}{5}$, inclusive.
Minutes of Councill from the 19th of Aprill, 1705, to the 30th of June following.
Minutes of Councill in Assembly from the 18th Aprill, 1705, to the 12th of May following.
Minutes of Assembly from the 18th of Aprill, 1705, to the 12th of May following.
Seven Acts past at a General Assembly in Aprill, 1705.

Virginia. *Two addresses sent to Mr. Secretary Hedges.*

Ordered that a letter be prepared [*fo.* 59] for transmitting the forementioned addresses to Mr. Secretary Hedges, to be laid before her Majesty at a convenient opportunity.

Connecticut. *Letter from Col. Winthrop, Governor.*

A letter from Colonel Winthrop, Governor of Connecticut, to the Board, dated the 15th of March, 170$\frac{4}{5}$, wherein he acknowledges the receipt of their letters about coin and a day of thanksgiving, and gives some account of the Mohegans' complaints &c., was read [H. *fo.* 465; *fo.* 166].

Miscellanies. *Letter from Mr. Clifford about selling his estate in Surinam.*

A letter from Mr. Clifford [*fo.* 23 &c.] desiring that the States may be moved to permit him to sell his estate in Surinam &c., and that they may account for some sugars belonging to him since his coming from that colony, was laid before the Board.

October 15. Present:—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Pennsylvania. *Mr. Penn about surrender and law.*

Mr. Penn attending [*fo.* 53, 59], and being asked whether he would have his proposals for a surrender represented to her Majesty without staying for a determination upon the laws, he said that he did not desire the said proposals should be reported untill the laws of Pennsylvania (not objected against) be confirmed, unless he can have an assurance that the said laws shall receive her Majesty's confirmation afterwards; however he desired their lordships would proceed so far as to draw up and agree their report, that it may be ready to be laid before her Majesty at the same time with the laws.

Plantations General. *Account of West India correspondence from Mr. Dummer.*

Mr. Dummer presented to the Board an account of the West India correspondence, how it was propounded and how it has since been performed.

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Virginia.
Col. Quary about complaint against him.

Colonel Quary attending, and being asked some questions about the address of the Assembly of Virginia, relating to himself, and mentioned in the minutes of the last meeting [*fo.* 54], he said he had seen the same in Virginia, and would give their lordships an answer thereunto in writing [*fo.* 75], as also an account of several other things, and particularly of the detriment that will accrue to the Virginia and Maryland trade by sending two convoys a year.

Two Convoys a year will be prejudical to the trade of Virginia and Maryland.

October 16. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Pennsylvania.
Letter to Mr. Secretary Hedges about Mr. Penn's surrender.

A letter to Mr. Secretary Hedges [*fo.* 57, 93], upon Mr. Penn's proposal for surrendering his government of Pennsylvania to her Majesty, was agreed.

Virginia.
Three addresses sent to Mr. Secretary Hedges.

A letter to Mr. Secretary Hedges [*fo.* 56, 120, 175], inclosing three addresses from Virginia to be presented to her Majesty, as directed in the minutes of the 12th instant, was signed.

New York.
Livingston's commission for Secretary of the Indian affaires, &c.

The copy of a commission constituting Mr. Robert Livingston town clerk, clerk of the peace and clerk of the common pleas in the county and city of Albany, and secretary for the Indian affaires at New Yorke, was read.

Maryland.
Letter from Col. Seymour.

A letter from Colonel Seymour, Governor of Maryland, dated the 29th of September, 1704 [*fo.* 51, 115] was read, and the papers therein refer'd to laid before the Board, and are as follows, vizt. :

Publick papers.

Copy of Captain Richard Johnson's narrative of his proceedings in obtaining his liberty and bringing in the French ship prize to Maryland, dated August the 10th, 1704.

Copy of Colonel Seymour's letter to the Councill and their answer, about the condemnation and disposition of a French vessell brought in prize there, dated September 9th, 1704.

Paper about a French prize sent to Mr. Lowndes.

Which last paper having been formerly received from Colonel Quary, was sent to Mr. Lowndes the 23rd of January last, to be laid before the Lord High Treasurer.

Letter to Mr Attorney General with extract of Col. Seymour's letter about Papists.

Ordered that copies of paragraphs C and D in the foresaid letter of Colonel Seymour's relating to papists and priests in Maryland, and an extract of the Lord Baltemore's patent [*Maryland Entries, volume* 1*st, fo.* 3] relating to ecclesiastical power, be sent to Mr. Attorney General [*fo.* 72] for his opinion whether the laws of England against Romish priests be in force in the Plantations, and whether her Majesty may not direct Jesuits (as Romish priests) to be turned out of Maryland.

Letter to Lord Baltemore to attend thereupon.

Further ordered that the Lord Baltemore be acquainted [*fo.* 66] that the Board are desirous to speak with him on Fryday morning next.

October 17. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

Barbados.
Agents' memorial about prejudice of settling rate of foreign coin.

Colonel Clealand and Mr. Holder presented to the Board a memorial [*fo.* 3, 67, 71] from themselves and the other agents of Barbados relating to the ill state the island is reduced to by the putting in execution her Majesty's proclamation for regulating the rates of foreign coines in the Plantations, and desiring some speedy

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remedy therein, was read; and they being acquainted that that matter now stands refer'd to Mr. Attorney General for his opinion therein, they said they would attend Mr. Attorney General and procure his speedy report.

Order of Councill on Lillington's petition relating to proceedings of Superior Court against him.

Mr. Lillington and Mr. Bernard presented [*fo.* 28 &c. complaints] to their lordships an Order of Councill of the 11th instant, refering to the Board the petition of George Lillington, esquire, late of her Majesty's Councill in Barbados [*fo.* 64], complaining of the proceedings of the Superior Court there against him for misdemeanor, and the imposing a fine of 2,000*l.* upon him, and praying that copies of the commission by which the said Court sat, the summons and returns of the Jurors to serve in the said Court, and the deposition of Thomas Lesley (the only witness against the said Lillington), and all other proceedings and papers relating to the said Lillington's tryal, may be transmitted hither under the seal of that island, and that some person or persons may be appointed or commanded by her Majesty to summon and take the depositions of such witnesses as the petitioner hath there to prove the truth of the allegations set forth in his petition, and to certify the same under the seal of the island, to the end that, if it shall appear that the petitioner hath been unjustly dealt with, her Majesty be pleased to reverse the said sentence, or remit the said fine.

Barbados.
Copy of the Governor's order to the deputy auditor for receiving Mr. Lillington's fine and of his receipt for it.

The said Lillington and Bernard further presented to their lordships a copy of Sir Beville Granville's order to Robert Gibbs, deputy auditor of her Majesty's revenue, for receiving the foresaid fine of 2,000*l.*, together with a copy of his receipt to Mr. Lillington for the same; and they desired their lordships would please to dispatch their report to her Majesty thereupon.

Heads of a report to be drawn.

Upon consideration of the whole matter, their lordships agreed to represent [*fo.* 64] that her Majesty be pleased to direct that exemplifications of the commission and of all proceedings and papers relating to the said Lillington's tryal be transmitted to her Majesty in Councill under the seal of the island, and that a commission of inquiry be directed to a quorum of the Councill, or to any other persons her Majesty shall think fit, to take affidavits, according to the prayer of the petition, and that in the meantime her Majesty would order the 2,000*l.* to remain in the hands of the deputy auditor till her Majesty's pleasure be known.

Agents summon'd.

Ordered that the agents of Barbados [*fo.* 64] have notice to attend the Board to-morrow morning.

October 18. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados.
Lillington.

Their lordships took into consideration the report to be made upon the Order of Councill (mentioned in yesterday's minutes) relating to Mr. Lillington's petition [*fo.* 61, 65, 66], and gave directions for drawing the same to the like effect as was resolved at the last meeting [*fo.* 63, 66], vizt., that the Councill, or a quorum thereof, or such other persons as her Majesty shall appoint, be impowered to take in Barbados depositions relating to his tryal as shall be brought to them in writing to the particulars mentioned in the prayer of the petition, those depositions to be transmitted

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to her Majesty in Council, and copies thereof to be communicated to the persons concerned there who shall desire the same.

Col. Cleland, &c., for copy of Lillington's petition.

Mr. Clealand and Mr. Holder, agents of Barbados, attending [*fo.* 63], and desiring a copy of Mr. Lillington's said petition, they were told that their lordships did not think it proper to give such copy till they had reported their opinion to her Majesty, but after that would give them whatever might be fit.

October 19. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados.
Mr. Lillington's petition in behalf of his cozen, George Lillington, relating to his fine.

Mr. Roger Lillington attending, presented to the Board a petition in behalf of Mr. George Lillington [*fo.* 64, &c. 66], late of the Council of Barbadoes, praying that the fine of 2,000*l.* laid upon the said George Lillington by a Court of Oyer and Terminer, for speaking reflectingly of Sir Beville Granville, Governor of Barbados (which fine he has paid to the deputy auditor of the said island) may be returned to the said George Lillington upon his giving sufficient security for repaying the same there, when the matters upon that head now depending before her Majesty shall be determined, was read ; and their lordships agreed to report the same to her Majesty accordingly.

Report on Lillington's petition.

Then their lordships again took into consideration the report to be made upon the Order of Councill upon Mr. Lillington's petition [*fo.* 64, 68] (mentioned in yesterday's minutes), and made a further progress therein.

Proceedings against Lillington under the seal of Barbados.

Colonel Clealand and Mr. Holder, agents of Barbados [*fo.* 64, 65], attending, acquainted the Board that Sir John Stanley had received the proceedings of a Court of Oyer and Terminer, held in Barbados the 14th of June, 1705, under the great seal of the island, containing the tryal of Mr. Lillington and others ; and that Sir John would be in town to-morrow, when they promis'd [*fo.* 68] to bring the said proceedings to the Board.

Maryland.
Lord Baltemore about Papists.

The Lord Baltemore attending [*fo.* 60, 72], part of paragraphs C and D of Colonel Seymour's letter of the 29th of September, 1704, relating to the assiduity of the Papists and Jesuits in Maryland to promote their superstitions, their consecrating chappels and entring into the houses of Protestants when dying, terrifying them with damnation to change their religion, and publickly saying Mass in their chappel at St. Mary's whilst the County Court was sitting there, was read ; to which his lordship answered that he knew not of any Jesuits going to Maryland since his coming from thence, which is now about —— years ago, nor of above four in all that are now there ; and that as to Masses being publickly said when the County Court was sitting, he did believe that might happen by the said Courts sitting on a holiday, but that the chappell was half a mile from thence. His lordship added that he would not incourage anything that was irregular or unwarrantable, and at the same time promis'd to write to his friends and correspondents in Maryland [*fo.* 160] to prevent the like proceedings for the future ; which their lordships ordered to be accordingly writ to the Governor.

Proprieties. Plantations General.

Ordered that a letter be writ to Mr. Attorny General for his speedy answer to the letter writ him ye 4th July last [*fo.* 3, 71]

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relating to the disobedience of ye Propriety Governments to her Majesty's proclamation for settling the rates of foreign coin in the Plantations.

Letter to Mr. Attorney General. Coine.

October 22. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A letter from Colonel Cleland, one of the agents of Barbados [*fo.* 66], inclosing the proceedings of a Court of Oyer and Terminer held there the 13th of June last, under the seal of that island, containing the tryal of George Lillington, esquire, and others, was laid before the Board ; and their lordships thereupon went through with the report [*fo.* 66, 81, 83] (mentioned in the minutes of the 19th instant) relating to the said Lillington, and signed the same, as also a letter to Mr. Secretary Hedges, inclosing the said report.

Barbados. *Letter from Col. Cleland with the tryal of Mr. Lillington.*

A letter from Mr. Lowndes of the 19th instant for preparing the draught of a circular letter to the Governors of Jamaica, Barbados and the Leeward Islands to be aiding, assisting and incouraging to the agents appointed for the management of prizes in their several Governments, and to interpose with their authority and advice in all differences that may arise between the said agents and the captains of her Majesty's ships of war and others concerned, and to transmit from time to time all manner of proceedings relating to prizes, was read, and directions thereupon given for preparing the said draught of a letter accordingly [*fo.* 70].

Jamaica. Barbados. Leeward Islands. *Letter from Mr. Lowndes about draught of circular letters relating to prizes.*

A letter from Mr. James Campbell of the 18th instant [*fo.* 24, 169], relating to advices he has received from his correspondents at Newfoundland of the continued incursions which the French make there &c. And proposing that a packet boat be settled for corresponding with Newfoundland, was read ; and thereupon a letter to Mr. Secretary Hedges inclosing the same, was signed.

Newfoundland. *Letter to Mr. Secretary Hedges with one from Campbel about state of Newfoundland.*

Ordered that a letter be writ to Mr. Burchet to the like effect as that to Mr. Secretary Hedges, inclosing a copy of the said Campbell's letter, and to desire to know what intelligence he may have received from the commander of this year's convoy, or otherwise, relating to Newfoundland.

The like to Mr. Burchet.

October 23. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

The draught of a circular letter to the Governors of Jamaica, Barbados and the Leeward Islands [*fo.* 68], in pursuance of Mr. Lowndes's letter relating to prizes (mentioned in yesterday's minutes) was agreed ; and thereupon ordered that a letter be writ to Mr. Anthony Burnaby, secretary to the Commissioners of Prizes [*fo.* 75], inclosing a copy thereof to be laid before the said Commissioners, for their information and answer.

Jamaica. Barbados. Leeward Islands. *Letter about agents for prizes.*

Ordered that a letter be writ to Mr. Attorney General inclosing an Act past at Nevis the 20th of June last, intituled *An Act for quieting John Panton, esqr., his heires and assigns in the possession of a certain parcell of land with the improvements thereon made in St. Christopher's,* for his opinion thereupon in point of law, and particularly inquiring whether the letters patent mentioned in

Nevis. *Act sent to Mr. Attorney General.*

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the said Act be good and valid, as being granted before tryal and conviction.

Barbados.
Col. Cleland with depositions taken in Barbados relating to Mr. Colleton.

Colonel Cleland attending, presented to the Board several depositions which he has lately received from Barbados in favour of Mr. James Colleton [N. *fo.* 156], shewing that he had not any ways given obstruction to the course of justice in a cause depending between himself and Sir John Colleton ; whereupon ordered that a letter be writ to Sir John Colleton to acquaint him therewith, and that he may see the said depositions when he will call here.

Letter to Sir John Colleton.

Plantations General.
Mr. Attorney General's report about coin.

Mr. Attorney General's report in answer to the letter writ him the 4th July last [*fo.* 67] relating to her Majesty's proclamation for settling the rates of foreign coin in the Plantations, was read ; and directions were given [*fo.* 72] for preparing a representation to her Majesty thereupon.

Pennsylvania.
Mr. Attorney General's answer to quæres about laws of Pennsylvania.
Letter to Mr. Penn with copy thereof.

Mr. Attorney General's answer to the several quæres sent him the 12th instant relating to the laws of Pennsylvania &c .[*fo.* 53, 78] was read ; and thereupon ordered that a letter be writ to Mr. Penn inclosing a copy of the said answer.

Maryland.
Mr. Attorney General's report about Papists.

A report from Mr. Attorney General in answer to the letter writ him the 16th instant [*fo.* 60, 66], relating to Papists, Jesuits and Romish priests in Maryland, was read ; and thereupon ordered that the Lord Baltemore be acquainted [*fo.* 76] that the Board desire to speak with him on Fryday morning next.

New Jersey.
Mr. Attorney General's answer to letter about fines, forfeitures, &c.

Mr. Attorney General's answer to a letter writ him the 6th of July last [*fo.* 6] relating to fines, forfeitures and escheats, as also to the power of appointing rangers of woods in New Jersey, was read ; and thereupon ordered that copies thereof be sent to the Lord Cornbury, Mr. Docmenique and Mr. Dockwra for their information.

October 24. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Plantations General.
Coine.

Their lordships took into consideration the draught of a representation upon Mr. Attorney General's report relating to her Majesty's proclamation for settling the rates of foreign coines in the Plantations, and made a progess therein [*fo.* 71, 73, 84]. And ordered that Mr. Bridges and some of the Barbados merchants [*fo.* 61 and *infra*] have notice to attend their lordships to-morrow morning.

Barbados merchants to attend.

October 25. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados.
Agents about foreign coine.

Sir John Stanley, Mr. Bridges, Colonel Cleland and Mr. Holder, agents for Barbados, attending [*vide supra*], they were ask'd several questions upon the memorial they presented to the Board the 17th instant [*fo.* 61] relating to her Majesty's proclamation for settling the rates of foreign coines in the Plantations. They said that since the putting the said proclamation in execution in Barbados that island was drained of all its current money, but they did not look upon that to be the effect of the proclamation, but of the ballance of trade ; for sugar being at a high rate in Barbados, and not bearing

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a proportionable price there was no profit to be made by the returns of sugars for goods sent from hence, so that the merchants chose rather to make their returns in money than in goods, which is the true reason of the present scarcity of money in that island ; and it either is or will be so in all the other Plantations ; but when the ballance of trade shall be turned, money will be brought thither again as formerly. They desired that the proclamation might not be repealed, nor even suspended (which would be equally prejudicial), but that it might be inforced by her Majesty's letters to all her Governors and to the Propriety and Charter Governments, requiring them to give a due and punctual obedience to the same. Then their lordships communicated to these gentlemen Mr. Attorney General's report [*fo.* 71], and the petition of the merchants of New Yorke to the Lord Cornbury upon the same subject, and they promised to bring observations thereupon on Tuesday morning next [*fo.* 82].

Attorney General's report about coin read to 'em.

A letter from Mr. Anthony Burnaby, secretary to the Commissioners of Prizes, returning the draught of a circular letter relating [to] prizes [*fo.* 70, 77] which had been sent him the 23rd instant, with some small amendments, was read ; and thereupon ordered that the said circular letter be transcribed fair to be laid before her Majesty.

Jamaica. Barbados. Leeward Islands. *Letter from Mr. Burnaby with draught of circular letter about prizes.*

October 26. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Colonel Quary presented to their lordships a memorial in answer to the address from the Assembly of Virginia against him [*fo.* 58, 76, 120], mentioned in the minutes of the 12th instant, which their lordships resolved to take into consideration at the first opportunity.

Virginia. *Memorial from Col. Quary in answer to an address against him from Virginia.*

Whereas amongst the papers mention'd in the minutes of the 12th instant to be received from Colonel Nicholson, there are copies of letters from Mr. Robert Beverley transmitting to the Assembly of Virginia extracts of a memorial from Colonel Quary to this Board, dated the 20th of July, 1703, reflecting upon the people of that province ; the secretary acquainted the Board that he had looked over all Colonel Quary's letters and memorials since the year 1700, and could not find any such thing as is contained in the forementioned extract. Whereupon their lordships resolved in their next letter to Colonel Nott to write to him upon this matter.

Virginia.

Col. Nott to be writ to about papers obtained by Beverly out of this office.

The Lord Baltemore attending, their lordships communicated to him Mr. Attorney General's report relating to Papists in Maryland [*fo.* 72],* whereupon his lordship said that he intended to write to his agents and friends there [*fo.* 160] to caution them against what Colonel Seymour had complained of, and promis'd to send their lordships an extract of his letter upon that subject.

Maryland. *Lord Baltemore about Papists, &c.*

* [In right hand margin.] Acts about Popery, *folio* 118.

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Miscellanies.
Incidents.

The secretary's accounts of petty expences amounting to .. .. 29*l.* 4*s.* 8*d.*
Mr. Churchill's account of stationary ware amounting to .. .. 22*l.* 0*s.* 8*d.*
Mr. Short's account of postage of letters amounting to .. .. 89*l.* 4*s.* 0*d.*
Mr. Clark's account of wood and coales amounting to .. .. 34*l.* 4*s.* 9*d.*

Being for one quarter, from Midsummer, 1705, amounting in the whole to .. .. .. 174*l.* 14*s.* 1*d.*

Letter to Lord Treasurer with accounts of incidents.

were laid before the Board, and a letter to the Lord Treasurer, desiring his lordship's orders for payment thereof, was signed.

Jamaica.
Barbados.
Leeward Islands.
Letter about prize officers.

A letter to Mr. Secretary Hedges [*fo.* 75] inclosing the draughts of circular letters for her Majesty's signature to the Governors of Jamaica, Barbados and the Leeward Islands, relating to the prize officers, mentioned in yesterday's minutes, was signed and a letter writ to Mr. Lowndes giving him notice thereof.

Letter to Mr. Lowndes thereupon.

Barbados.
Mr. Kirton for copies of papers.

Mr. John Kirton attending, and desiring of their lordships a copy of the petition of several gentlemen concerned in the island of Barbados in behalf of Sir Beville Granville, which was received at the Board the 8th of February last, as also a copy of the report of this Board of the 29th of March last upon the complaints exhibited against Sir Beville Granville, he was told that the Board's report having been made to her Majesty in Councill, their lordships could not give copies of it without her Majesty' leave ; but as for the other paper, their lordships ordered a copy to be given him accordingly.

One refused, the other granted.

Pennsylvania.
Mr. Penn about his laws.

Mr. Penn attending, he said that Mr. Attorney General's late report upon his laws [*fo.* 71, 106] need not be any hindrance to their lordships laying the said laws before her Majesty, because those laws were most, if not all, of them past by himself (and not his Lieutenant Governor) in the year 1700 and 1701 ; however he promis'd in a few days to give their lordships a more particular account of that matter, and he agreed that such laws as are objected against by the Board and Mr. Attorney General be laid before her Majesty to be repealed.

Plantations General.
Letter from Mr. Secretary Hedges about advertisement by Mr. Dummer to be published in the Spanish and Dutch Plantations.

Mr. Dummer presented to their lordships a letter from Mr. Secretary Hedges of the 24th instant [*fo.* 80], refering to this Board an advertisement proposed by Mr. Dummer to be published in the Spanish and Dutch plantations in America, relating to the sending of letters and packets to and from those parts to Europe by his packet boats, and further directing the Board to consider of establishing a more frequent correspondence between England and Newfoundland, was read ; whereupon Mr. Dummer said that as for the later part relating to Newfoundland, he could not undertake it. And their lordships acquainted Mr. Dummer that they did not think it adviseable to publish the advertisement in the Dutch plantations, because they are not allowed to have any commerce or intercourse with our plantations in America, which Mr. Dummer agreed to. Nor did their lordships think it fitting

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that it should be published in the Spanish West Indies by authority from hence, because of the jealousy it might give the Spaniards of their plantations trading with ours. To which Mr. Dummer reply'd that the Spaniards have given us leave to trade in all their dominions by a declaration lately published at Madrid, a copy whereof he promised to bring to their lordships on Monday next [*fo.* 80], and in the meantime he desired their lordships would please to write a circular letter to all the Governors in America, recommending to them his undertaking of carrying on a constant intelligence between England and the Plantations [*fo.* 80]; whereupon their lordships gave directions for preparing such letters accordingly.

Circular letters to be writ in favour of Mr. Dummer.

October 29. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Trade.

Mr. Dummer attending, acquainted their lordships that he had not yet been able to procure the declaration which he mentioned at the last meeting [*fo.* 79], permitting the Spaniards to trade with England; but that Sir William Hodges had it [*fo.* 84] and would send it to the Board if their lordships would write for it: whereupon ordered that a letter be writ to him accordingly.

Mr. Dummer about Spanish trade with England.

Letter to Sir William Hodges thereupon.

Plantations General.

A letter to Mr. Secretary Hedges, in answer to his of the 24th instant [*fo.* 78, 92] upon Mr. Dummer's proposals for an advertisement to be published in the Spanish West Indies relating to his packet boats (mentioned in the last minutes), was signed.

Letter to Mr. Secretary Hedges upon Mr. Dummer's advertisements to be published in the Spanish West Indies.

Circular letters to all her Majesty's Governors in America [*fo.* 79] that they should favour Mr. Dummer's undertaking, were signed and given to Mr. Dummer.

Circular letters in favour of Mr. Dummer.

Barbados.

An Order of Council of the 26th instant refering to the Board a petition of Colonel Thomas Maycock [*fo.* 28 &c. complaints], complaining of proceedings against him in the High Court of Chancery in Barbados at the suit of Josias Harrison, who obtained (whilst the petitioner was in England) a sequestration against his whole estate, contrary to the usual practice of the Court of Chancery in England, as well as that of Barbados, and praying that all proceedings against him may be discharged and his estate restored, was read; and after some discourse with Colonel Maycock thereupon, ordered that the said order and petition be sent to Mr. Attorney General for his opinion [*fo.* 125] what her Majesty may do in point of law for the petitioner's relief, that their lordships may be thereby inabled to report thereupon.

Order of Council of 26th inst. on Maycock's petition complaining of the Court of Chancery in Barbados.

Letter for Mr. Attorney General for his opinion thereon.

October 30. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Barbados.

The copy of an Order of Council of the 26th instant, upon a representation of the 22nd ditto [*fo.* 68, 83], relating to the petition of Mr. George Lillington, approving the said representation, and directing that the papers desired by the petitioner be transmitted, that the Governor name two of the Justices of the Peace, and the petitioner the other two, who are to take the affidavits desired by the petitioner, and that the deponents be cross-examined, was read.

Order of Council on representation relating to Lillington.

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Jamaica.
Order of Councill on representation for a new counsellor.

The copy of an Order of Councill of the 11th instant, upon a representation of the 25th of September last [*fo.* 42], proposing Colonel Edmund Edlin to be of the Councill of Jamaica, approving the said representation, was read.

Barbados.
Col. Cleland, &c., about coine.

Colonel Cleland and Mr. Holder attending [*fo.* 73, 84], they acquainted their lordships that they had consulted the Barbados merchants in relation to her Majesty's proclamation for settling the rates of foreign coines in the Plantations, who unanimously agree that the repealing or suspending the execution of the proclamation would be of ruinous consequence; for it is not that proclamation that causes the scarcity of coine in Barbados and other the Plantations, but the ballance of trade: and therefore they all desired that her Majesty's letters might be writ to inforce the execution of her Majesty's proclamation in all the Plantations, and offering some further reasons for not suspending the said proclamation, they were desired to put the same in writing, which they promised to do accordingly.

They desire copy of report on Lillington's petition. Refused.

Then these gentlemen desired their lordships would please to give them a copy of their late report to her Majesty [*fo.* 68, 81, 87] upon the petition of Mr. George Lillington of Barbados; whereupon they were told that it having been presented to her Majesty, the Board could not give a copy of it without her Majesty's leave.

Leeward Islands.
Acts.

Several Acts past at Nevis in the months of March and July last [*fo.* 32, 266], as also Acts past at a General Assembly of all the Leeward Islands held at Nevis in June last, lately received from Colonel Jory, were laid before the Board; and thereupon ordered that the said Acts be sent to Mr. Attorney General for his opinion in point of law thereupon.

Sent to Mr. Attorney Generall.

Caveats against four of them.

A caveat, in the name of Mr. Stephen Du Port against the confirming two of the foresaid Acts past at the General Assembly of all the Leeward Islands [*fo.* 279, 308], and another caveat in the name of Colonel Joseph Crisp against the confirming two other of the said Acts, were laid before the Board, and their lordships resolved to take the said caveats into consideration when the said Acts shall be returned from Mr. Attorney General.

Antego.
Mr. Attorney General's report on Acts.

The Acts past at a General Assembly held at Antego in February and March, 170$\frac{3}{4}$, and June and July, 1704 [*fo.* 88], with Mr Attorney General's report thereupon, were read, and directions given for preparing a representation for laying the said Acts before her Majesty.

Trade.
Letter from Sir William Hodges about Duke of Anjou's permission for neutral ships to trade &c.

A letter from Sir William Hodges, in answer to one writ him yesterday [*fo.* 80, 85], giving an account of the permission granted by the Duke of Anjou to neutral ships to trade in all the ports of Spain and the Canaries, was read.

October 31. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Plantations General.
Merchants summoned about coine.

Their lordships taking into further consideration the matter of the coin in the Plantations [*fo.* 72, 82, 89, 91], ordered that some of the merchants trading to New Yorke, Virginia, Maryland, Pennsylvania, Jamaica and the Leeward Islands, have notice to attend the Board on Friday morning next.

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A letter to Mr. Secretary Hedges, desiring of him a copy of the Duke of Anjou's declaration [*fo.* 84, 215] relating to the trade of Spain to be carryed on in Spanish and neutral ships, refer'd to in Sir William Hodges's letter mentioned in yesterday's minutes, was signed.

Trade.
Letter to Mr. Secretary Hedges for copy of the Duke of Anjou's declaration about trade to Spain.

A letter from Sir Beville Granville, Governor of Barbados, dated the 24th of June last, was read, and four Acts past at an Assembly there the 4th of the same month, were laid before the Board.

Barbados.
Letter from Sir Bevil Granville with four Acts.

Another letter from Sir Beville Granville, dated the 16th of July last, was read, and the papers therein refer'd to laid before the Board, vizt. :

Another letter from him.

Proceedings of a Court of Oyer and Terminer from the 12th to the 15th June last.

Minutes of the Assembly from the 28th of November, 1704, to the 18th June last.

Minutes of Councill in Assembly from the 20th February, 170$\frac{4}{5}$, to the 4th June last.

Papers therein refer'd to.

A letter from Colonel Johnson, Lieutenant Governor of the Leeward Islands, dated at St. Christopher's the 4th and 27th of July last, was read ; and upon paragraph B in the said letter relating to the trade to St. Thomas [*fo.* 87], ordered that the agents have notice to attend their lordships to-morrow.

Leeward Islands.
Letter from Col. Johnson.

Agents to attend.

Minutes of Councill of all the Leeward Islands from the 23rd May, 1705, to the 25th June following. And

Minutes of Assembly of all the Leeward Islands from the 23rd May, 1705, to the 25th June following, being lately received from Colonel Jory, were laid before the Board.

Minutes of Councill and Assembly.

A letter from Colonel Handasyd of the 18th of July last, was read ; and the minutes of Assembly of Jamaica, from the 25th of April to the 13th of June, 1704, were laid before the Board.

Jamaica.
Letter from Col. Handasyd with Minutes of Assembly.

Another letter from Colonel Handasyd of the 12th of August last, was read, and the papers therein refer'd to were laid before the Board, vizt. :

Letter from Col. Handasyd.

Minutes of Councill from the 10th of July, 1705, to the 10th of August following.

Minutes of Assembly from the 10th of July, 1705, to the 9th of August, following.

Papers therein refer'd to.

Ordered that letters be prepared [*fo.* 88] in answer to the foregoing letters from the Governors of Jamaica, Barbados and the Leeward Islands.

Jamaica. Barbados. Leeward Islands.
Letters to be writ the Governors.

November 1. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A letter from Mr. Richard Cary, agent for Antigoa [*fo.* 86, 91], in answer to one writ him yesterday, signifying that he had received no instructions in relation to the trade of St. Thomas, was read.

Antigoa.
Letter from Mr. Cary about trade to St. Thomas.

Mr. Lillington and Mr. Bernard attending [*fo.* 83, 90], desired a copy of their lordships' report of the 22nd of the last month upon the petition of Mr. Lillington, of Barbados, that they might compare the same with her Majesty's Order in Council of the 26th of the said month thereupon ; for they conceived the said order as it

Barbados.
Mr. Lillington and Bernard about copy of report on Lillington's petition, &c.

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was drawn would be of no use to them in Barbados: whereupon they were acquainted that the Board having made their report to her Majesty, they could not give copies thereof without her Majesty's leave [*fo.* 83], that they had refused the same already to Colonel Cleland, one of the Governor's agents. And they were further told that if they did not think the said order sufficient, they might also make their application to her Majesty, if they thought fitting.

Antegoa. *Representation on Acts.*

A representation upon the Acts past at Antegoa in February and March, 170$\frac{3}{4}$, and June and July, 1704 [*fo.* 84, 157, 158], for repealing two and confirming one of the said Acts, was signed.

Jamaica. Barbados. Leeward Islands. *Letters to the Governors.*

Letters to the Governors of Jamaica, Barbados and the Leeward Islands [*fo.* 87], as directed in yesterday's minutes, were signed.

November 2. Present:—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados. *Letter to the agents about hurricane in Barbados.*

Ordered that a letter be writ to the agents of Barbados to know if they have had any account of the late hurricane at that island.

Leeward Islands. *Instructions from thence to the agents about trade to Curaçoa.*

Letters to them thereon.

The instructions from the Lieutenant Governor and General Assembly of all the Leeward Islands to their agents here, inserted at the later end of the minutes of the General Councill of the said islands from the 23rd May, 1705, to the 25th June following, were read; and thereupon ordered that Colonel Jory and Mr. Richard Cary have notice [*fo.* 91] to attend the Board on Tuesday morning next.

Jamaica. *Coin.*

Some Jamaica merchants attending [*fo.* 84, 91], they were acquainted with the difficulties that some of the Plantations laboured under, in relation to her Majesty's proclamation for settling the rates of foreign coin in the Plantations, and a copy of the said proclamation was communicated to them; whereupon they promised to bring their thoughts in writing on Tuesday morning next.

Pennsylvania. *Copies of Mr. Penn's charter to Philadelphia and Pennsylvania, &c.*

Mr. Penn summon'd thereupon.

Copy of Mr. Penn's charter to the city of Philadelphia, dated the 25th of October, 1701, as also copy of his Charter of Priviledges to the people of Pennsylvania, dated the 28th of October, 1701, were laid before the Board, and the first of the said charters read; and thereupon ordered that Mr. Penn have notice to attend their lordships [*fo.* 93] on Tuesday or Thursday next in the morning.

Barbados. *Memorial from Mr. Lillington about default in the order of Councill relating to his couzen.*

Mr. Lillington and Mr. Bernard presented to their lordships a memorial [*fo.* 87, 128], setting forth that by reason of several defects (as they conceived) in the Order of Councill of the 26th of October upon their lordships' representation of the 22nd of the same month, relating to Mr. George Lillington, of Barbados, the said order will be ineffectual, and therefore praying their lordships would give them a copy of the said representation, that they may thereby be inabled to make such proper applications for rectifying the said Order as shall be thought necessary, which was read; whereupon they were told (as yesterday), that their lordships could not do it without her Majesty's leave, and that therefore they might, if they thought fit, make their application to her Majesty [*fo.* 128].

Copy of the representation refused without her Majesty's leave.

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November 6. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Leeward Islands. *Mr. Cary about trade to St. Thomas.*

Mr. Cary attending, as directed at the last meeting [*fo.* 87, 89], and being asked whether he had anything to offer in relation to the trade to St. Thomas, he said that he had no instructions from the Island of Antego to move upon that matter, and therefore had nothing to offer thereupon.

Col. Jory on the like head.

Colonel Jory attending, and being asked the same question as Mr. Cary [*fo.* 89], he said that he had nothing to add to what was inserted in the instructions to him, which are at the end of the minutes of the General Councill of all the Leeward Islands, held from the 23rd May, 1705, to the 25th June following.

Plantations General. *Merchants about coine.*

Colonel Blakiston and Mr. Hyde attending in behalf of Virginia and Maryland, Colonel Lodwick and Mr. Congreve, in behalf of New Yorke, Mr. Johnson in behalf of Carolina, together with Colonel Quary [*fo.* 84, 89], they were acquainted with the difficulties some of the Plantations laboured under in relation to her Majesty's proclamation for settling the rates of foreign coins in the Plantations. Whereupon they all agreed that it would be of ill consequence that the proclamation should be left in force in some of the Plantations and not in others, and were therefore of opinion that all the Plantations should be bound or loose, as well Proprieties as others : whereupon their lordships resolved to take this matter into further consideration.

November 7. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior

Plantations General. *Letter from Mr. Secretary Hedges about method for signifying to the Spaniards privately.*

A letter from Mr. Secretary Hedges of the 3rd instant [*fo.* 80, 93], in answer to one writ him the 29th of the last month, relating to Mr. Dummer's proposal of an advertisement to be published in the West Indies relating to a correspondence to be carryed on by his packet boats, and desiring to know whether the Board can think of any method for giving the Spaniards notice privately of Mr. Dummer's said undertaking, was read, and directions given for preparing an answer thereunto.

Mr. Dummer's proposal of carrying on a correspondence, &c.

Pennsylvania. *Mr. Penn. His charters to Philadelphia and Pennsylvania.*

Mr. Penn attending [*fo.* 90], his charter to Philadelphia and his charter of priviledges to the inhabitants of Pennsylvania, mentioned in the minutes of the 2nd instant, were read ; and upon some discourse with Mr. Penn thereupon [*fo.* 59, 97], he promised to send to their lordships to-morrow a fair draught of a surrender of his government of Pennsylvania to her Majesty, for their lordships to proceed further upon.

Draught of surrender.

November 8. Present :—Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Plantations General. *Letter to Mr. Secretary Hedges about method for corresponding with the Spaniards.*

A letter to Mr. Secretary Hedges, in answer to his of the 3rd instant [*fo.* 92], desiring to know whether the Board could think of any method for giving the Spaniards notice privately of Mr. Dummer's proposal relating to a correspondence to be carryed on by his packet boats in the West Indies (as directed in yesterday's minutes), was signed.

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Maryland.
Letter from Colonel Seymour.

A letter from Colonel Seymour, Governor of Maryland, to the Board [*fo.* 115], dated the 3rd of July last, was read, and the papers therein refer'd to laid before the Board, vizt. :

Maryland.
Papers of publick proceedings.

A proposal to prevent abuses in the Plantation trade, to lessen the high freight of tobacco and render the sailors imployed in the said trade more usefull to the Royal Navy.

An account of the arms and ammunition returned by the Colonels and Commanders of the respective counties in Maryland to the Governor.

Number of men, women and children and slaves in Maryland, 1704.

Minutes of the Committee of Accounts in May, 1705.

Proceedings of a Committee of Accounts in September, 1704.

Proceedings of the Committee of Accounts in December, 1704.

Minutes of Councill in Assembly from the 5th of December, 1704, to the 9th following.

Minutes of Councill in Assembly from the 5th of September to the 3rd October, 1704.

Minutes of Councill in Assembly from the 15th of May, 1705, to the 25th following.

Minutes of the Assembly from the 15th of May, 1705, to the 25th following.

Minutes of Assembly from the 5th September, 1704, to the 3rd of October following.

Minutes of Assembly from the 5th December, 1704, to the 9th following.

Colonel Seymour's remarks and observations upon the laws of Maryland, transmitted with his letter of the 3rd July, 1705.

Acts past in Maryland the 9th of December, 1704.

Acts past in Maryland the 25th May, 1705.

Acts past in Maryland the 3rd of October, 1705.

Col. Blakiston summond.

Ordered that Colonel Blakiston be acquainted [*fo.* 97] that the Board desire to speak with him to-morrow morning.

Maryland.
Letter from Mr. Secretary Hedges refering extract of a letter from Col. Seymour on several heads.

A letter from Mr. Secretary Hedges of the 27th of the last month, refering to this Board the extract of a letter from Colonel Seymour, Governor of Maryland, dated the 3rd of July last [*fo.* 97], relating to the want of arms and ammunition, to the want of an officer for keeping and preserving the said arms, and to the irregularities of the provincial Courts there, to a salary for Mr. Bladen, the Attorney General, and to the settling of ports in five places in that province, was read ; and directions given for preparing an answer thereunto.

Like reference from Mr. Lowndes, &c.

A letter from Mr. Lowndes of the 2nd instant [*fo.* 97], referring to this Board the like extracts of Colonel Seymour's letter abovemention'd, and particularly a scheme for preventing abuses in the trade of Maryland, was read ; whereupon ordered that a letter be writ to Mr. Lowndes to the same purpose as what shall be writ to Mr. Secretary Hedges upon that matter.

November 9. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

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Maryland.
The agent about arms and ammunition.

Colonel Blakiston attending, as ordered in yesterday's minutes [*fo.* 95], he was asked if he know what summe there was in bank in Maryland for the buying of arms and ammunition [representation *fo.* 118], and what summe he had received from thence for that purpose; he said that he did not know what was in bank there, but that he had received a credit upon Mr. Perry for the buying of 200 muskets, 100 carabines, 100 cutlasses, 100 halberts, 200 cartouch boxes, 110 half barrells of powder, 22 drums, 5,000 weight of lead in bulletts.

Letter to Mr. Secretary Hedges about arms, &c.

A letter to Mr. Secretary Hedges, in answer to his of the 27th of the last month [*fo.* 96], upon an extract of a letter from Colonel Seymour, as directed in the last minutes, was signed.

Pennsylvania.
Mr. Penn's new draught of surrender and patent.

Mr. Penn sent to the Board a new draught of a surrender of his government of Pennsylvania to her Majesty [*fo.* 93, 99], as also a new draught of a patent which he desires to be granted to him upon his surrendering of his said government; whereupon their lordships agreed to proceed at their next meeting to the further consideration thereof, in order to the drawing up of a representation thereupon.

New England. Plantations General.
Reference from Mr. Secretary Hedges relating to a person being sent to New England for instructing the inhabitants in producing naval stores.

A reference from Mr. Secretary Hedges of the 8th instant upon a petition to her Majesty of several merchants and traders to New England [*vide infra*], praying that her Majesty would be pleased to send over to those parts a proper person well skilled in the making tar, raising and curing hemp, &c., with such instructions as shall be necessary to direct and instruct the inhabitants in the manufacturing of those commodities, was read; and their lordships resolved to take the same into consideration on Tuesday morning next.

November 12. Present:—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

New England. Plantations General.
Mr. Bridger desiring to be made Surveyor of the Woods for naval stores.

Mr. Bridger attending, said that being informed that a petition of several merchants and traders to New England [*fo.* 98, 101], praying that her Majesty would send over a proper person to instruct the inhabitants in the making of tar, pitch &c., was refer'd to this Board, he therefore desired their lordships' favourable recommendation of him to her Majesty for that service, as also for the place of surveyor of the woods; whereupon he was ordered to attend again on Wednesday morning.

Pennsylvania.
Draught of surrender and new patent.

Their lordships read Mr. Penn's new draughts of a surrender and of a new patent desired by him [*fo.* 97 and *infra*], mentioned in the last minutes, and made a progress in the consideration thereof.

November 13. Present:—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Pennsylvania.
Mr. Penn about his new patent, &c.

Mr. Penn attending and being acquainted with several objections their lordships had to the new draught of a patent desired by him, [*vide supra*], he said that as to the palatinate, which he desired might be in the County of Bucks, since their lordships found that unfit, he was willing to wave it, but pray'd that county might however be erected into a lordship or mannor; and by reason of some mistakes he alledged to be in the copying of the said draught

1705.

Extracts of Custome House books about importation of goods from Pennsylvania.

of a patent [*fo.* 106], he desired to have it delivered back to him to be amended, as also the draught of the surrender, which was done accordingly. He then presented to their lordships three accounts extracted out of the Custome House books of goods imported from Pennsylvania to England from Christmas, 1699, to the 14th November, 1702, which are as follows, vizt. :

An account of goods and merchandize imported from Pennsylvania from Christmas, 1699, to Christmas, 1700, with the duties payable thereon.

An account of the goods and merchandize imported from Pennsylvania from Christmas, 1700, to Christmas, 1701, with the duties payable thereon.

An account of the goods and merchandize imported from Pennsylvania from Christmas, 1701, to the 14th of November, 1702, with the duties payable thereon.

New England. Plantations General. *Merchants about Mr. Bridger's being made Surveyor General, &c.*

Several New England merchants and traders attending, Mr. Secretary Hedges's reference upon their petition to her Majesty [*fo.* 98], praying that a person may be sent over to those parts to instruct the inhabitants in the making of tar, &c., was read ; whereupon they said that they conceived one person would be sufficient, and they named Mr. Bridger as fit for that service in New Yorke and New England. They added that upon the passing the late Act of Parliament for incouraging the importation of naval stores from the Plantations, they had writ to their friends in those parts to apply themselves to the producing naval stores, who had returned them answer that they were ignorant of the proper method of doing the same, and that unless some skilfull person was sent over to instruct them in it, it could not be carryed on to any perfection. After these gentlemen were retired, their lordships gave directions for preparing a representation to her Majesty thereupon [*fo.* 102], proposing that Mr. Bridger be appointed Surveyor of the Woods, and that he have instructions to instruct the inhabitants in the making of tar &c., with a salary of 200*l.* per annum.

Representation to be prepared thereupon.

November 14. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

New Jersey. *Memorial from the Proprietors of the Western Division, &c., complaining of the Lord Cornbury. Notes thereupon.*

A memorial from the proprietors of the western division of New Jersey [*fo.* 121, 298], complaining of the Lord Cornbury's not having complyed with some of the articles of his instructions for that government, was read, and notes were made for speaking to the proprietors and writing to my Lord Cornbury thereupon.

New England. Plantations General. *Letter to Mr. Secretary Hedges with a representation for Mr. Bridger to be Surveyor of the Woods for production of naval stores, &c.*

A representation to her Majesty upon Mr. Secretary Hedges's reference of the 8th instant [*fo.* 101, 123 ; R. *fo.* 112] upon the petition of some New England merchants, praying that a person may be sent over to instruct the inhabitants in making pitch and tar in those parts, and a letter inclosing the said representation to Mr. Secretary Hedges, was signed.

Connecticut. *Order of Councill on representation for repealing the Act intituled* Hereticks.

An Order of Councill of the 11th of the last month upon a representation of the 5th ditto [*fo.* 50], repealing an Act of Connecticut intituled *Hereticks*, was read ; and thereupon ordered that the said

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Order be sent by the first opportunity to the Government of Connecticut, to be there published and observed accordingly.

November 15. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

Rhode Island. New England.

A letter from Mr. Gallop, Mr. Colman and Mr. Wocker to the Board, relating to the Governor of Rhode Islands granting a commission to a privateer of theirs, and to a prize brought into Rhode Island by the said vessell, dated the 10th of August last, was read ; and thereupon ordered that an extract of the said letter, relating to the Governor of Rhode Islands granting the said commission, be sent to Mr. Burchet to be laid before his Royal Highness the Lord High Admiral's Councill, and desiring to know whether commissions to private men-of-war granted by that Charter Government (Colonel Dudley being Vice-Admiral of all New England) be regular and allowed of by his Royal Highness the Lord High Admiral.

Letters from Mr. Gallop, &c., about a privateer in Rhode Island.

Letter to Mr. Burchet thereupon.

And further ordered that a copy of the foresaid letter be sent to Mr. Phips, agent for Colonel Dudley [*fo.* 131], desiring to know whether he have anything to say in behalf of Colonel Dudley thereupon.

Letter to Mr. Phips.

A letter from Mr. Colman upon the same subject as the former [*fo.* 131], dated the 15th and 23rd of August last, was read, and a copy ordered also to be sent to Mr. Phips.

Letter from Mr. Colman upon the same subject.

November 16. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Trade.

A letter from Mr. Secretary Harley of the 15th instant [*fo.* 289], inclosing the Imperial Envoy and Commissary of Trade's reply to the Board's answer sent to Mr. Secretary Harley the 28th of August last [*fo.* 33] to their proposals for carrying on a trade to Turkey through Germany and Hungary, was read, and a copy of the said reply ordered to be made [*fo.* 122] and sent to the Turkey Company for their opinion thereupon.

Letter from Mr. Secretary Harley, with Imperial Envoy &c.'s reply to the answer to their memorial for carrying the Turkey trade through Germany, &c.

Letter to the Turkey Company with copy of the said reply for their opinion thereupon.

New Jersey.

Their lordships took into consideration the Acts past at a General Assembly held in New Jersey in November, 1704 [*fo.* 106], and made a progress therein.

Acts.

November 19. Present :—Lord Dartmouth, Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Trade.

Ordered that a letter be writ to Mr. Lowndes [*fo.* 137] to desire him to move my Lord Treasurer that the Board may have an account of the receipts and payments at the Custome House from Christmas, 1702, to this present time, as also an account from the Inspector General [*fo.* 138] of the exports and imports for the same time.

Letter to Mr. Lowndes for accounts of receipts and payments at the Custome House, and of Exports and Imports.

Ordered also that a letter be writ to Sir Isaac Newton [*fo.* 119] for an account of the gold and silver moneys coined in the Tower from the 30th of Aprill. 1704, to this time.

Letter to Sir Isaac Newton for an account of money coined.

1705.
New Jersey.
Acts.

Their lordships again took into consideration the Acts past at a General Assembly of New Jersey held in November, 1704 [*fo.* 105, 108, 109], and made a progress therein.

Pennsylvania.
Mr. Penn about surrender and laws.

Mr. Penn attending, communicated to their lordships a new draught of a surrender of his power of government of Pennsylvania to her Majesty [*fo.* 99 ; L. *fo.* 53], which, together with a draught of a new patent of priviledges that he desires he promised to bring to the Board in a day or two's time [*fo.* 78, 107], and in the meantime he prayed their lordships to go on in preparing their report to her Majesty upon the laws of Pennsylvania.

November 20. Present :—Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Pennsylvania.
Letter from the Post Master General about Post Office in Pennsylvania.

A letter from Sir Robert Cotton and Sir Thomas Frankland, Post Master General, dated yesterday [*fo.* 22, 112], with their observations upon an Act past in Pennsylvania entituled *An Act for erecting and establishing a Post Office*, was read ; and thereupon ordered that a copy of the said observations be sent to Mr. Penn.

Letter to Mr. Penn to know what laws he himself past.

Ordered that a letter be writ to Mr. Penn [*fo.* 106, 112], to desire him to certify under his hand to the Board which and how many of the laws now under consideration were actually past by him in person, during his stay in Pennsylvania.

Upon Mr. Penn's answer, a representation to be drawn.

And further ordered that, so soon as Mr. Penn shall return an answer to the forementioned letter, the draught of a representation be prepared to lay the Pennsylvania laws before her Majesty.

New Jersey.
Col. Quary about election of Representatives in New Jersey, &c.

Colonel Quary attending, their lordships communicated to him an Act past in New Jersey in November, 1704, [*fo.* 106, 109, 115], for altering the present constitution and regulating the election of representatives to serve in the General Assembly of that province, as also her Majesty's additional instruction of the 3rd of May last to the Lord Cornbury upon the same subject [I. *fo.* 365]; whereupon he said that he thought the thousand acres, limited by the instructions as a qualification to be elected a representative, was too high, for that there were very few in the province that had above eight hundred acres, and scarse any that had eight hundred cultivated of the value ————— ; that a personal estate of 500*l.* sterling was not proportioned to a thousand acres of land, for 1,000 acres cost there but one hundred pounds, and therefore he thought that matter required a further consideration ; that the regulations in the Act are very well, and that he thought nothing there wanting, but only to specify the number of acres or the value of a personal estate requisite to qualify the inhabitants to elect or be elected ; whereupon their lordships resolved to write to the Lord Cornbury upon that matter.

His opinion upon the Act relating thereto.

New Jersey Acts.

Then their lordships went through the consideration of the Acts passed in New Jersey in November, 1704 [*fo.* 106, 108, 115], and gave directions for writing to the Lord Cornbury thereupon [*fo.* 110].

Lord Cornbury to be writ to thereupon.

Barbados.
Letter from Sir Beville Granville.

A letter from Sir Beville Granville, Governor of Barbadoes, of the 15th of September last, was read, and the papers therein refer'd to laid before the Board, and are as follow, vizt. :

1705.

Account of the damage done to the shipping by the late high wind in Barbados the 16th of August, 1705. *Papers therein referred to.*

Naval officers' list of ships entred and cleared in Barbadoes from the 25th of March, 1705, to the 24th June following, inclusive.

Acts past in Barbados in June, July, and August, 1705.

Ordered that inquiry be made about the character of Mr. Middleton Chamberlain [*fo.* 111], mentioned in the foregoing letter to have been put into the Councill by Sir Beville Granville. *Mr. Chamberlain's character to be inquired into.*

November 21. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

New Jersey.

Their lordships took into consideration the draught of a letter to the Lord Cornbury [*fo.* 109], Governor of New Jersey, and made a progress therein. *Draught of a letter to the Lord Cornbury.*

A representation proposing that Mr. Townley, Mr. Cox and Mr. Mompesson [*fo.* 5, 127] (recommended by the Lord Cornbury in his letter of 19th February last) be constituted by her Majesty members of the Councill of New Jersey, was signed. *Representation for three counsellors.*

Their lordships taking again into consideration what the Lord Cornbury writ in his above-mentioned letter relating to Mr. Morris [*fo.* 5], ordered that an extract thereof be sent to Mr. Dockminique, and that he be acquainted that their lordships desire to speak with him thereupon on Fryday morning next [*fo.* 120]; and further ordered that Mr. Dockwra have notice to attend the Board on Monday morning next [*fo.* 114]. *Letter to Mr. Dockminique with extract of what the Lord Cornbury writes about Mr. Morris.* *Mr. Dockwra summon'd.*

Barbados.

Ordered that the agents of Barbados have notice that the Board desire to speak with them to-morrow morning [*fo.* 109 and *infra*], in order to inquire of them what they know of Mr. Middleton Chamberlain, mentioned by Sir Beville Granville, in his letter read yesterday, to be put into the Councill. *Agents to attend about Mr. Chamberlain's character, &c.*

New York.

A petition of Joseph Bentham, Dr. of Divinity, administrator to Edmund Mott, deceased, late Chaplain to the Lord Cornbury [*fo.* 117], praying that he may have by their lordships' assistance an account from New Yorke of the personal estate of the said Edmund Mott, was read, and directions given for writing to the Lord Cornbury thereupon. *Dr. Bentham's petition praying to know the personal estate of Mr. Mott, deceased, at New York.*

November 22. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados.

The Barbados agents (according to the directions in yesterday's minutes) [*vide supra*], with Mr. Chester attending, and being asked what they knew about Mr. Middleton Chamberlain, put into the Councill by Sir Beville Granville, they said that the said Chamberlain was the brother of Doctor Chamberlain who lives in Essex Street, that he marryed a wife, and by her has a considerable estate in fee in Barbados, and that he is otherwise very well qualifyed to be of the Councill of that island; whereupon ordered that further inquiry be made of the character and qualification of the said Chamberlain [*fo.* 116] to be a member of the Councill of the said island. *Agents about Mr. Chamberlain put into the Councill by the Governor.*

1705.

The agents desire an inspection of the laws in order to print the same.

Upon consideration of the errors in the printed book of the laws of Barbados, the said agents desired that they might have recourse to the laws in this office, in order to the printing off a more compleat collection; whereupon ordered that the said laws be communicated to them accordingly.

Pennsylvania.
Letter from Mr. Penn about laws.

Letter to him again thereupon.

A letter from Mr. Penn in answer to one writ him the 20th instant [*fo.* 107, 114], by which he certifies that the laws past in Pennsylvania in 1700 and 1701 were past by him whilst he was there, was read; and thereupon ordered that a letter be writ to Mr. Penn [*fo.* 148] to desire him to certify the same in writing upon each of the said laws, in order to their lordships reporting the same to her Majesty.

Maryland.
Laws.

The Acts past in Maryland the 3rd of October, 1704 [*fo.* 118], were laid before the Board, and a progress made in the consideration thereof.

Carolina.
Mr Byfield with certificates from the rope yard of the goodness of his pitch and tar.

Mr. Byfield attending, acquainted their lordships that their letter of the 17th July last [*fo.* 18] relating to 400 barrills of pitch and tar imported from Carolina by him and company had been referr'd to the Navy Board, who had thereupon made tryal of the said pitch and tar, and found the same to be good and fit for the service of her Majesty's Navy, according to two certificates from the officers imployed by the Navy Board in the rope yard at Woolwich, copies whereof he delivered to their lordships; he added that the Navy Board would not allow him any bounty money, as was proposed by their lordships' foresaid letter; that the Navy Board had bought all that parcell, except 100 barrills of pitch, but allowed him no more for it than they do to the Swedes.

November 23. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Pennsylvania.
Laws.
Draught of representation.

Their lordships took into consideration the draught of a representation upon the laws past in Pennsylvania in 1700 and 1701 [*fo.* 112, 115], and made a progress therein.

November 26. Present:—Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

New Jersey.
Mr. Dockwra and Cox about an Act relating to election of Representatives.

Mr. Dockwra and Mr. Cox attending (according to the directions in the minutes of the 21st instant) [*fo.* 110], and several questions being asked them in relation to Mr. Morris, and to the Act for altering the present constitution and regulating the election of Representatives to serve in the General Assembly of the Province of Nova Cæsaria or New Jersey, they said that they had not yet seen the said Act; whereupon ordered that a copy thereof be sent to them, and that they bring their observations thereupon [*fo.* 120], together with what they may have to offer concerning Mr. Morris, in writing on Fryday morning next.

Copy of the said Act sent to them for their observations thereupon.

Pennsylvania.
Draught of representation on laws.

The draught of a representation upon the laws of Pennsylvania [*fo.* 114, 148], mention'd in the last minutes, was agreed and ordered to be transcribed.

Maryland.
Governor's letters under consideration.

Report thereon to be made.

Their lordships took again into consideration Colonel Seymour's letters of the 29th September, 1704 and 3rd July last [*fo.* 59, 94, 117], and gave directions for preparing a representation thereupon.

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November 27. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados. *Agents desiring a report to be made on several Acts.*

Colonel Cleland and Mr. Holder, agents for Barbados, attending, desired their lordships would take into consideration the Acts lately received from Sir Beville Granville, and more particularly an Act past during the Lord Grey's government, intituled *An Act to ratify, approve and confirm Letters Patent, gifts, grants, bargains, sales, conveyance and all other instruments of writing relating to the titles of the several owners, proprietors of the lands and tenements, slaves and other hereditaments within this island ;* whereupon they were told that it should be done at the first opportunity.

Barbados. *Character of Mr. Walker to be of the Councill in the room of Mr. Chamberlain.*

Then these gentlemen being asked the character of Mr. Alexander Walker [*fo.* 111], who stands before Mr. Middleton Chamberlain in the list of persons to supply vacancies in the Councill transmitted by Sir Beville Granville ; they said that he was a man of more years and experience than Mr. Chamberlain, a longer inhabitant upon the island, well versed in the laws there, of a considerable estate, and second judge in the said island, and would be willing to serve her Majesty as a Counsellor if he was recommended by their lordships ; whereupon ordered [*fo.* 117] that a representation be prepared for offering to her Majesty that the said Walker be put into the Councill there, instead of the said Chamberlain, put into that place by Sir Beville Granville.

Report to be drawn.

November 28. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

New Yorke. *Letter to Lord Cornbury about Dr. Bentham.*

A letter to the Lord Cornbury, as directed in the minutes of the 21st instant [*fo.* 111], relating to Dr. Bentham, was signed.

Barbados. *Representation for Mr. Walker to be of the Councill.*

A representation offering to her Majesty that Mr. Alexander Walker be constituted a member of the Councill of Barbados [*fo.* 116, 127] in the stead of Mr. Middleton Chamberlain, put into that place by Sir Beville Granville, was signed.

Maryland. *Bishop of London desired to be at the Board about laws relating to Papists.*

Ordered that a letter be writ to the Lord Bishop of London, to acquaint him that the Board are desirous of his lordship's assistance to-morrow morning in the consideration of two laws, lately received from Maryland, relating to popery.

Draught of a representation on Col. Seymour's letters.

The draught of a representation upon Colonel Seymour's late letters [*fo.* 115, 118], was taken into consideration, and a progress made therein.

November 29. Present :—Lord Bishop of London, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Maryland. *Representation on Col. Seymour's letters.*

A representation upon the letters lately received from Colonel Seymour, Governor of Maryland [*fo.* 117, 175], mentioned in yesterday's minutes, was signed.

Acts about Popery.

An Act past in Maryland in October, 1704 [*fo.* 113, 121 (*fo.* 76)], for preventing the growth of popery in that province, as also another Act past there in December following for suspending a clause in the said Act, were read ; and their lordships agreed to proceed to-morrow in the consideration of the said Acts [*fo.* 121].

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November 30. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Maryland.
Memorial from Sir Thomas Lawrence complaining of an Act that takes away the secretary's fees.

Sir Thomas Lawrence presented to their lordships a memorial complaining of an Act past in Maryland for regulating of ordinaries [I. *fo.* 354 ; *fo.* 172], for that the fees for granting of ordinary licences are by the said Act taken from the secretary's office, whereunto they formerly belonged, which was read ; and Sir Thomas was acquainted that, so soon as they should receive an answer to the letter the Board had writ Colonel Seymour the 12th of Aprill last upon that subject, they would then consider Sir Thomas's objections against the said Act. He further presented to their lordships a caveat against an Act for limitation of officers' fees, which their lordships resolved to take into consideration with the Act itself.

His caveat against another Act for limitation of officers' fees.

Trade.
Account of gold and silver coined in the Tower.

A letter from Sir Isaac Newton [*fo.* 106], giving an account of the gold and silver coined in the Tower since the 30th of Aprill, 1704, was read.

New Jersey.
Mr. Dockwra and Mr. Cox about Act for regulating elections of Assembly men.

Mr. Dockwra and Colonel Cox attending [*fo.* 114], they acquainted their lordships that they had considered the Act past in New Jersey for regulating elections of Assembly men, and had no objections thereunto, but that no place for electing is appointed, whereas they thought it would be more proper that particular places in each county and district should be fixed and settled by the Act.

Mr. Dockminique, &c., about difference between Lord Cornbury and Mr. Morris, desiring upon Morris's submission he may be readmitted into the Councill.

Mr. Dockminique, with some other proprietors of the western division of New Jersey, attending [*fo.* 110], and being asked what they had to offer upon the extract of the Lord Cornbury's letter sent them the 21st instant, they said that they believed the misunderstandings between my Lord Cornbury and Mr. Morris might arise from too much heat on both sides ; and they prayed that Mr. Morris upon a due and suitable submission to the Lord Cornbury might be re-admitted into the Councill.

Virginia.
Col. Quary about the address of the Assembly against him.

Colonel Quary attending and desiring their lordships to consider the address of the Assembly of Virginia against him [*fo.* 75], which was received in Colonel Nicholson's letter of the 25th of July last, that he may be cleared from the aspersions therein ; he was acquainted that the said address having been sent to Mr. Secretary Hedges the 16th of the last month [*fo.* 59] to be laid before her Majesty, if her Majesty thought fit to refer the same back to this Board [*fo.* 175], their lordships would then report the matter in order to his vindication.

December 3. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

New Jersey.
Copy of Mr. Docminique's memorial given to Mr. Dockwra, &c.

Ordered that a copy of the late memorial [*fo.* 102] from the proprietors of the western division of New Jersey be given to Mr. Dockwra and Mr. Cox.

Maryland. New York.
Col. Nicholson with letters from Col. Seymour and Lord Cornbury.

Colonel Nicholson, late Governor of Virginia, attending, presented to their lordships several letters from Colonel Seymour, Governor of Maryland, and from the Lord Cornbury, Governor of New Yorke ; and thereupon ordered that the said letters be minuted and laid before the Board.

1705.

Their lordships gave directions for preparing a representation upon two Acts past in Maryland in October, 1704 [*fo.* 118, 122], relating to popery, mentioned in the minutes of the 29th of the last month.

Maryland. *Representation to be drawn on two Acts about Popery.*

December 4. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Colonel Blakiston attending, communicated to their lordships a minute of the Councill of Virginia of the 16th of August last, whereby it appears that the Councill concur with the Governor in the appointing of Colonel Blakiston agent for solliciting the affairs of that province, which was read.

Virginia. *Col. Blakiston appointed agent.*

The draught of a representation upon two Acts lately received from Maryland, relating to papists [*fo.* 121, 123], was agreed and ordered to be transcribed.

Maryland. *Draught of report on two Acts about Papists.*

Ordered that a letter be writ to the Turkey Company [*fo.* 104, 128], for their opinion upon the Imperial Minister's two memorials relating to the carrying on a trade to Turkey through Germany and Hungary, sent them in the Secretary's letter of 20th November last.

Trade. *Letter to the Turkey Company about trade to Turkey through Germany, &c.*

December 5. Present :—Lord Bishop of London, Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Some doubts arising upon the consideration of the two Acts of Maryland relating to popery [*fo.* 122, 145], their lordships directed a letter to be writ to Mr. Attorney General for his opinion thereupon.

Maryland. *Letter to Mr. Attorney General about two Acts relating to Papists.*

A letter from Mr. Secretary Hedges of the 4th instant [*fo.* 102], signifying her Majesty's approbation of a representation of the 14th of November last, proposing that Mr. Bridger be sent to New England for the instructing the inhabitants in the best method of making pitch and tar, and directing the Board to prepare a commission and instructions for the said Bridger, was read; and thereupon ordered that a draught of such instructions be prepared accordingly [*fo.* 335, 132].

New England. Plantations General. *Letter from Mr. Secretary Hedges for a commission and instructions to be prepared for Mr. Bridger to be Surveyor of the Woods, &c.*

A letter from the Lord Cornbury, Governor of New Yorke, of the 8th of July last [*fo.* 127], was read, and the papers therein refer'd to laid before the Board, vizt. :

New York. *Letter from Lord Cornbury.*

Papers therein refer'd to.

Copy of the Lord Cornbury's speech to the Assembly of New Yorke the 11th June last, recommending the affairs of that province to their care and consideration.

Copy of a bill for levying and collecting the summe of 1,700*l.* for the defence of the province.

Copy of the amendments made by the Councill to the bill sent up by the Assembly for levying and collecting the summe of 1,700*l.* for the defence of the frontiers &c.

Copy of the Assembly's message to the Councill, when they returned the Bill for raising a revenue &c., refusing to admit of any amendments thereto.

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Account of ordnance stores expended [*fo.* 312] in New Yorke from May, 1702, to February 16th, 170$\frac{4}{5}$, attested by the Lord Cornbury.

December 6. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados.
Col. Maycock with Mr. Attorney General's report on his petition about proceedings against him in a Court of Chancery.

Colonel Maycock presented to their lordships Mr. Attorney General's report, in answer to a letter writ him the 29th of October last [*fo.* 81], upon a petition of the said Maycock's to her Majesty, complaining of the proceedings of the Court of Chancery in Barbadoes against him at the suit of Josias Harrison, who obtained a sequestration against the petitioner's estate &c., which was read; whereupon Colonel Maycock said that the persons into whose hands his estate is sequester'd have given no security to be answerable for the produce and profits thereof; that if the said estate may be put into his or his attorney's hands, or into the hands of Captain John Maycock, Mr. Thomas Horn, Lieutenant-Colonel Richard Downes, Major Giles Hall, Captain William Cole, or any three of them, till the decision of the suit depending between him and the said Harrison, they will give security in the summe of 10,000*l.* to be answerable for the produce and profits of the said estate. He further said that it is a constant practice in Barbados that attorneys appear as parties defendents in the absence of the persons concerned, as is more particularly set forth in Mr. Squire's affidavit annexed to Mr. Attorney's forementioned report: whereupon ordered [*fo.* 133] that Mr. Chilton, Attorney General of Barbados, have notice to attend the Board to-morrow morning, in order to inquire further of him into the methods of the proceedings of the courts in Barbados in these matters. And their lordships agreed to represent to her Majesty [*fo.* 134] that her Majesty's letter be writ to the Governor of Barbados, inclosing a copy of the said Maycock's petition with a copy of Mr. Attorney General's report thereupon, directing the Governor to see that justice be done the petitioner, and further proposing that the persons in whose hands the said estate is do give security, or that, upon Colonel Maycock's giving such security as is above proposed, his estate be sequesterd into the hands of the persons above named or any three of them.

Mr. Chilton to attend.

Representation to be prepared.

Barbados.
Order of Councill on representation for Mr. Walker to be of the Councill.

The copy of an Order of Councill of the 29th of the last month [*fo.* 117], upon a representation of the 28th of the same, proposing that Mr. Alexander Walker may be put into the Councill of Barbados in the room of Mr. Middleton Chamberlain, admitted into that place by the Governor, approving the same, was read.

New Jersey.
Orders of Councill on representation for Mr. Townley, Mr. Cox and Mr. Mompesson to be of the Councill.

Copies of three Orders of Councill of the 29th of November last [*fo.* 110], upon a representation of the 21st of the same, proposing that Mr. Richard Townley, Mr. Daniel Cox and Mr. Roger Mompesson be of the Councill of New Jersey, approving the said representation, were read.

New York.
Letter to Lord Cornbury to be prepared about Act for levying 1,700*l.*, *&c.*

Their lordships then entred upon the consideration of the papers mentioned in yesterday's minutes [*fo.* 124, 129] to be received with the Lord Cornbury's letter of the 8th of July last, and gave directions for an answer to that part of the Lord Cornbury's foresaid letter, which relates to a bill for levying the summe of 1,700*l.* for

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the defence of the province, and their lordships agreed to proceed further in the consideration of the said papers and letter to-morrow morning.

December 7. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Trade.
Memorial from the Turkey Company in answer to Monsieur Vecelly's memorial, &c.

Mr. Wotnoth, secretary to the Turkey Company [*fo.* 122], presented to their lordships a memorial from the said Company, in answer to the memorial of Monsieur Vecelly sent them in a letter of the 20th of November last, which was read.

Extract of Monsieur Vecelly's memorial sent to the Hambourgh Company.

Ordered, that an extract of the said Vecelly's memorial [*fo.* 140], relating to a trade from Hambourgh to all the Emperor's territories, be sent to the Hambourgh Company for their opinion thereupon.

Barbados.
Copy of an Order of Council, &c., about Lillington.

Copy of an Order of Council of the 29th of the last month [*fo.* 90, 147], upon the petition of George Lillington, praying to be heard upon an Order in Council of the 26th of October last, upon a representation of this Board of the 22nd of the same, appointing a day for hearing the petitioner, was read.

Copy of an Order of Council on petition of agents against Lillington.

Copy of an Order of Council of the 29th of November last upon the petition of the agents, and of several gentlemen and merchants concerned in Barbados, praying that her Majesty's forementioned Order of the 26th of October last be discharged, appointing a day for hearing the petitioners, was read.

Copy of an Order of Council on petition of Mr. Chilton praying an appeal.

Copy of an Order of Council of the 5th instant, referring the petition of Edward Chilton, esquire, Attorney General of Barbadoes, praying an appeal from judgements given against him in that island to the Right Honourable the Lords of the Council for hearing of appeals to consider of that matter, was read.

New York.
Letter from Mr. Burchet about ships to attend New Yorke.
Answer to Lord Cornbury's letter to be prepared.

A letter from Mr. Burchet of the 6th instant, in answer to one writ him the 5th, signifying that the *Lowestaffe* and *Triton's* prize frigats are now attending the service of New Yorke, was read.

Their lordships went through the consideration of the papers referr'd to [*fo.* 127] in the Lord Cornbury's letter of the 8th of July last, and gave directions [*fo.* 130] for preparing an answer to the said letter.

December 10. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

New Yorke.
Letter to Lord Cornbury.

The draught of a letter to the Lord Cornbury, Governor of New Yorke [*fo.* 129], was agreed and ordered to be transcribed.

Maryland.
Letter from Col. Seymour.

A letter from Colonel Seymour, Governor of Maryland, dated the 28th of August last, was read, and directions given for preparing an answer thereunto.

Massachusets.
Letters from Col. Dudley.

A letter from Colonel Dudley, Governor of the Massachusets Bay, dated at Boston the 10th of March last, was read, and their lordships agreed to proceed to-morrow morning in the reading the remainder of Colonel Dudley's letters, in order to prepare an answer thereunto.

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December 11. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

New York. *Memorial from Mr. Lodwick with an Act relating to Bayard and Hutchins.*

Colonel Lodwick presented to their lordships *An Act*, past at New Yorke, *declaring the illegality of the proceedings against Colonel Bayard and Alderman John Hutchins for pretended high treason, and for reversing and making null and voyd the said judgments, and all proceedings thereon*, which had been passed in pursuance of her Majesty's Order in Councill [I. *fo.* 323] of the 18th of December, 1704, upon a former Act with the same title, together with a memorial praying their lordships to lay the said Act before her Majesty for her royal confirmation, which were read ; and their lordships agreed [*fo.* 133] to take the same under consideration the first opportunity.

Massachusets. *Mr. Phips about complaints against the Governor by Colman, &c.*

Mr. Phips attending [*fo.* 104], acquainted their lordships that he had no instructions from Colonel Dudley, in relation to the complaints made by Mr. Gallop, Mr. Colman and Mr. Wocker, upon account of a privateer of theirs commissionated by the Governor of Rhode Island, which were sent him in the Secretary's letter of the 16th of the last month, and therefore he desired their lordships would please to send the said complaints to Colonel Dudley for his answer : whereupon ordered that the said complaints be sent to Colonel Dudley accordingly.

Plantations General. New England. *Draught of instructions for Mr. Bridger.*

The draught of instructions for Mr. Bridger to be Surveyor General of her Majesty's woods in New England [*fo.* 123, 137], as also for instructing the inhabitants in making of tarr &c., were laid before the Board, and a progress made in the consideration thereof.

New England. *Letter from Col. Dudley with Col. Romer's account of Ordnance, &c.*

A letter from Colonel Dudley to the Secretary, inclosing Colonel Romer's account of ordnance, and promising plans instead of those lost when Captain Cary was taken by the French,—also desiring two able gunners may be sent there, on the English establishment, dated the 22nd of March, 170$\frac{4}{5}$, was read.

December 12. Present :—Lord Dartmouth, Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

New York. *Act about Bayard and Hutchins.*

Their lordships took into consideration the New Yorke Act [*fo.* 131, 135] mentioned in yesterday's minutes, declaring the illegality of the proceedings against Colonel Bayard and Alderman Hutchins &c., and gave directions for preparing a representation thereupon.

Virginia. *Letter from Mr. Secretary Hedges on petition of Mr. Smith for leave to come from Virginia without convoy.*

A letter from Mr. Secretary Hedges of the 11th instant [*fo.* 136], referring to this Board the petition of John Smith of Biddiford, praying for an order to the Governor of Virginia to permit a ship of the said Smith's to come for England when the commander shall desire, in case he be not ready to sail with the convoy, was read.

Barbados. *Col. Maycock and Mr. Chilton about proceedings of the Court of Chancery.*

Colonel Maycock and Mr. Chilton, Attorney General of Barbados, attending [*fo.* 126, 134], and several questions being asked Mr. Chilton in relation to Colonel Maycock's petition, and to the method of proceedings of the Court of Chancery in that island ; he said that the attornies for absent persons were always not only allowed to appear for the said persons, but also to be parties in the suit depending, and that it was the constant practice of the island. That Colonel Maycock's case was the first in which a

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sequestration had been granted in Barbadoes, and that Colonel Maycock's attorneys had offered 10,000*l.* security if his estate might have been put into their hands, which was refused. To which Colonel Maycock added that the persons into whose hands his estate is put are his avowed enemies.

These gentlemen being withdrawn, their lordships agreed [*fo.* 125, 135] the draught of a representation upon her Majesty's Order in Council of the 26th of October last [*vide supra*], upon the petition of the said Maycock, and ordered the same to be transcribed.

Barbados. *Representation on the Order of Council relating to the said Maycock.*

A letter from Mr. Secretary Hedges of the 11th instant, referring to the Board a petition from Mr. Jennings, secretary of Virginia, praying leave to come into England for some short time upon extraordinary occasions, was read, and directions given for preparing an answer thereunto [*fo.* 136], signifying that their lordships have no objections why her Majesty may not be graciously pleased to grant the said petition.

Virginia. *Letter from Mr. Secretary Hedges about Mr. Jennings desire to come to England.*

Answer.

December 13. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Upon further consideration of the Act, mentioned in yesterday's minutes [*fo.* 133], for declaring the illegality of the proceedings at New Yorke against Colonel Bayard and Alderman Hutchins &c. ordered that the said Act be sent to Mr. Attorney General, together with copies of his report of the 31st of August, 1704 [I. *fo.* 117], and her Majesty's Order in Council of the 18th of December last [I. *fo.* 323], upon a former Act with the same title, and that his opinion be desired, whether the persons who were concerned in the proceedings against the said Bayard and Hutchins are sufficiently indemnified and secured by this present Act from prosecutions upon account of what they did by order of those who had power to command them.

New York. *Letter to Mr. Attorney General with Act about Bayard & Hutchins &c.*

A representation upon an Order of Councill of the 26th of October last [*fo.* 134, 147] on the petition of Colonel Maycock, as mentioned in yesterday's minutes, was signed.

Barbados. *Representation on Order of Councill about Maycock.*

A letter to Mr. Secretary Hedges upon the petition of Mr. Jennings [*fo.* 134], secretary of Virginia, mentioned also in yesterday's minutes, was signed.

Virginia. *Letter to Mr. Secretary Hedges relating to Mr. Jennings's coming home.*

December 14. Present :—Lord Dartmouth, Mr. Cecill. Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

The petition of John Smith [*fo.* 133], praying for an order to the Governor of Virginia that his ship the *Factor* of Biddiford may be permitted to come from Virginia at any time when the commander shall desire it, in case he be not ready to sail with the convoy, refer'd to this Board in Mr. Secretary Hedges's letter of the 11th instant, was again read, and an answer to the said letter drawn up and signed.

Virginia. *Letter to Mr. Secretary Hedges on the petition of Mr. Smith praying his ship may come to England without convoy.*

December 17. Present :—Lord Dartmouth, Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

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Plantations General. New England.
Clause to be added to Mr. Bridger's instructions about naval stores, &c. Letters to the Governors relating thereto.

A letter from Mr. Secretary Hedges of the 15th instant [*fo.* 132, 146], directing a clause to be added to the instructions to be prepared for Mr. Bridger, requiring him to give an account of his proceedings in relation to the making of pitch and tar, to the Governors of each plantation in which he shall be, and also directing [*fo.* 146] that letters be writ to the said Governors, requiring them to examin such accounts and to transmit the same with their opinions thereupon, was read, and orders given for preparing the said instructions and letters accordingly.

Trade.
Abstracts of receipts and payments of Customes, &c.

Mr. Fern, Receiver General of the Customes [*fo.* 105, 138], presented to their lordships the abstracts of the receipts and payments of the Customes from the 25th of December, 1703, to the 29th of September, 1705, inclusive, which were read.

Trade.
Imports and exports.

Copy of Dr. D'Avenant's memorial to the Lord Treasurer about trade between Holland and France.

Dr. D'Avenant, Inspector General of the Customes, presented to their lordships [*fo.* 106, 137] an abstract of his accounts of imports and exports from Christmas, 1702, to Christmas, 1703, which was read. He also presented to their lordships the copy of a memorial presented by him to the Lord Treasurer concerning the free trade now carryed on between France and Holland, which their lordships resolved to take into consideration the first convenient opportunity.

New Hampshire.
Order of Councill on Mr. Allen's petition relating to his father's appeal.

An Order of Councill of the 11th of October last [H. *fo.* 92] referring to this Board a petition of Thomas Allen [*fo.* 142], son and heir of Samuel Allen, deceased, proprietor of New Hampshire, setting forth that his said father having brought an ejectment to the Superior Court the 21st of March last against Richard Waldron for part of the lands in the said Waldron's possession, upon which a verdict and judgment passed for the defendant, whereupon his said father appeal'd to the Governor and Councill, but before the same was heard the petitioner's father dyed, whereby the said appeal is abated, and therefore praying that her Majesty's order be given for reviving the said appeal in the petitioner's name, was read, together with a memorial from the said Thomas Allen to this Board upon the same subject; and thereupon ordered that a former Order of Councill [H. *fo.* 92], upon a representation of this Board [*fo.* 142], relating to Mr. Allen's title to the lands in New Hampshire, be laid before their lordships in order to their further consideration of that matter.

Virginia.
Letter from Mr. Smith and Mr. Lewis, late of the Councill, about their being left out of Col. Nott's instructions.

A letter from Mr. John Smith and Mr. John Lewis, dated in Virginia the 7th of September last, setting forth that having been admitted into the Councill of that province by Colonel Nicholson, and being now left out in Colonel Nott's instructions, they were desirous to justify themselves, if any objections had been made against them, and willing to serve her Majesty in the same place under the present Governor, was read; and it appearing to their lordships that they had been left out of Colonel Nott's said instructions by mistake, they agreed to represent to her Majesty [*fo.* 147] that the foresaid Mr. Smith be admitted to fill up the present vacancy by the death of Colonel Bird, and further resolved that, upon the next vacancy that should happen in the Councill of Virginia, Mr. Lewis be represented as a fit person to fill up that place.

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Virginia.
Memorial from Col. Blakiston, praying Mr. Bird may be of the Councill.

A memorial from Colonel Blakiston, praying that Mr. William Bird may be admitted to fill up the vacancy in the Councill of Virginia by the death of his father Colonel Bird, was read ; whereupon he was acquainted that, though their lordships had a good opinion of Mr. Bird as a fit person to serve her Majesty in that place, yet the forementioned Mr. Smith and Mr. Lewis having actually been in the Councill and only left out by mistake, their lordships thought themselves obliged to reinstate them before they recommended Mr. Bird.

Trade.
Hambourgh Company about Mr. Vecelly's memorial concerning trade to Turkey.

Sir William Gore, Governor, and several of the Hambourgh Company attending [*fo.* 128], acquainted their lordships that having received a letter from the secretary of this Board of the 7th instant, with an extract of a memorial from Monsieur Vecelly, the Emperor's Commissary of trade, relating to a commerce to be carryed on from England to the Emperor's territories, they had sent a copy thereof to their factors at Hambourgh, and that so soon as their answer should be returned, they would communicate it to their lordships. In the mean time they said that they did not see what advantage could accrue to them by the foresaid proposal of Monsieur Vecelly ; for they could, by the present conveyances, bring 250 or three hundred weight of commodities from Dresden to Hambourgh for eight shillings, which they thought as cheap as possible could be ; and they added that, if the Emperor was willing to enter into a treaty for the regulating of commerce between England and the Emperor's territories, they had several things to offer to the consideration of the Board : as the prohibition of our perpetuanas and serges &c. in Austria, and the high tolls laid upon our leather and tin &c. Whereupon they were desired [*fo.* 165] to put these particulars and whatever else they might have to offer in writing, which they promised to do accordingly.

Massachusets.
Letter from Col. Dudley about French sloop laden with grain and brought by deserters to Boston.

Copy thereof to be sent to Mr. Secretary Hedges.

A letter from Colonel Dudley to the secretary, relating to a French sloop loaden with grain brought from Port Royal in Accady by six deserters, dated the 5th of Aprill last, proposing that the produce of the said grain be given to the said deserters as a means to cause a defection in the garrison at Port Royal, was read ; and thereupon ordered [*fo.* 146] that a copy of the said letter be sent to Mr. Secretary Hedges for her Majesty's pleasure thereupon.

December 18. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

New Hampshire.
Mr. Allen to attend.

Upon further consideration of Mr. Allen's petition [*fo.* 138] mentioned in yesterday's minutes, Ordered that the said Allen have notice [*fo.* 149] to attend the Board on Thursday morning next.

Massachusets.
Letter from Col. Dudley.
Extracts to be sent Mr. Lowndes, Mr. Secretary Hedges and Mr. Burchet.

A letter from Colonel Dudley, of the 25th of July last, was read ; and thereupon directions were given [*fo.* 146] for writing to Mr. Lowndes upon paragraphs H and Z of the said letter ; and to Mr. Secretary Hedges [*fo.* 146] upon paragraph P ; and for representing to her Majesty [*fo.* 148] what Colonel Dudley writes in paragraphs Q, R and W of the said letter, relating to Connecticut and Rhode Island, as also upon paragraph Cc, relating to coin, and Ff, relating to three Counsellors for New Hampshire ; and

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Papers of publick proceedings.

that paragraphs W and X be sent to Mr. Burchet for the information of his Royal Highness the Lord High Admiral's Councill.

The papers referr'd to in Colonel Dudley's foresaid letter were laid before the Board, and are as follows, vizt. :

An account of the guns which are in the several forts within mentioned in New England, as also of those which are wanting in each of them.

Account of stores belonging to the castle on Castle Island near Boston in the Massachusets Bay.

Account of powder and small arms in the Massachusets Bay.

Account of gold, silver &c. piratically taken by Quelch &c., and now lodged in the hands of the Treasurer of the Massachusets Bay.

Account of money disbursed out of that taken by the pirates, for the recovery of the effects by them brought in, and in seizing them &c.

The Governor's speech to the Assembly relating to the affairs of his government, May 30th, 1705.

Minutes of Councill in Assembly in May, 1705, relating to Mr. Oakes, Speaker of the said Assembly &c.

Proclamations by Colonel Dudley relating to her Majesty's proclamation for settling the rates of foreign coin in the Plantations &c., and to trade with Spain.

Minutes of the Councill in Assembly in June, 1705, relating to coin and to the payment of the tax of 22,000*l.*

Colonel Dudley's proclamation relating to trade with the Spaniards.

The Assembly of Rhode Island and Providence Plantation's letter to Colonel Dudley, relating to the quota of men &c. desired from them.

Copy of a letter from the Governor of Rhode Island to Colonel Dudley relating to their quota of men, and desiring that Commissioners on both sides may be appointed to settle methods how the said men shall be subsisted.

Copy of a declaration of the Assembly of Rhode Island, giving power of Vice Admiralty to their Governor.

Copy of a letter from Mr. Colman, the Prince's Receiver for prizes, justifying the Governor of Rhode Island for condemning a Spanish prize without the consent of the Judge of the Admiralty.

Copy of Colonel Paige's petition and others, owners of the brigantine *Charles*, to Colonel Dudley, disclaiming the Governor of Rhode Island's power of Vice Admiralty.

Account of ships paying powder duty at New Hampshire, from August, 1699, to October, 1703.

Copy of Captain Eason's petition, commander of a mast ship, praying an abatement of the powder duty &c.

Copy of the inhabitants and terre-tenants of the province of New Hampshire's offer to Mr. Samuel Allen.

Account of stores of war in the Fort William and Mary in New Hampshire &c.

Copy of two Acts past in New Hampshire relating to the powder duty laid on ships &c.

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December 19. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Ordered that a letter be writ to Mr. Attorney General [*fo.* 123, 148] to desire him to let their lordships have his opinion, if possible, to-morrow morning upon the two Maryland Acts, sent him the 5th instant, relating to popery.

Maryland. *Letter to Mr. Attorney General to hasten his report on the two Acts about Popery.*

A letter to Mr. Secretary Hedges [*fo.* 141] inclosing the copy of a letter from Colonel Dudley, giving an account of a French ship brought to Boston from Port Royal in Accadie, as also the extract of another letter from Colonel Dudley [*fo.* 142] relating to the strength of the French settlement at Quebec, was signed.

Massachusets. *Letter to Mr. Secretary Hedges about a French sloop and French settlement at Quebec.*

A letter to Mr. Lowndes inclosing copies of the accounts of the pirates effects [*fo.* 178] and the disbursements in recovering the same, transmitted with Colonel Dudley's letter of the 25th of July last, as also an extract of the said letter relating to the post office in America [*fo.* 142], as directed in yesterday's minutes, was agreed and ordered to be sent.

Letter to Mr. Lowndes with account of pirates effects in New England, and Post Office in America.

A letter to Mr. Secretary Hedges, with a draught of instructions for Mr. Bridger [*fo.* 137 and *infra*; R. *fo.* 112] for surveying her Majesty's woods on the Continent of America, and for instructing the inhabitants in the best method of making pitch and tar, and of producing other naval stores there, in answer to Mr. Secretary's letters of the 4th and 15th instant, was signed.

Plantations General. New England. *Letter to Mr. Secretary Hedges with draught of instructions for Mr. Bridger. Naval stores, &c.*

The draught of a circular letter to her Majesty's Governors on the Continent of America [*fo.* 137, 197], requiring them to transmit over accounts of Mr. Bridger's proceedings in relation to naval stores, was agreed and ordered to be transcribed.

Plantations General. *Draught of circular letter to Governors about Mr. Bridger.*

A representation proposing Colonel John Smith [*fo.* 139, 148] to be of the Councill of Virginia in the room of Colonel Bird, desceased (*sic*), was agreed and ordered to be transcribed.

Virginia. *Representation for Col. Smith to be of the Councill.*

The copy of an Order of Councill of the 13th instant [*fo.* 135], upon a representation of the same date relating to the sequestration of Colonel Maycock's estate in Barbados, approving the said representation, was read.

Barbados. *Copy of an Order of Councill about sequestration of Col. Maycock's estate.*

The copy of an Order of Councill of the 13th instant [*fo.* 128] vacating the Order of Councill made the 26th of October last, upon a representation of this Board of the 22nd of the same month, relating to Mr. Lillington of Barbados [*fo.* 212], and directing that the said Lillington to be at liberty to appeal from the judgment against him, if he thinks fit,—that in order thereunto all records and proceedings relating to his case be transmitted,—that his complaint be sent to the Governor and Councill for their answer, and that the fine of 2,000*l.* [*fo.* 212] be restored to the said Lillington for his use, he giving sufficient security to abide by her Majesty's determination upon his case, was read.

Copy of an Order of Councill vacating a former order relating to Lillington, directing that he may appeal, &c.

And his 2,000l. fine to be restored.

December 20. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr Prior.

Mr. Attorney General's report upon two Acts of Maryland relating to popery [*fo.* 145], which were sent him the 5th instant, was read; and their lordships agreed [*fo.* 149, 150] to proceed

Maryland. *Attorney General's report on Acts about Popery.*

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upon the consideration of the said Acts and report to-morrow morning.

New England. *Report on Col. Dudley's letters.*

A representation upon Colonel Dudley's late letter [*fo.* 142, 153], as directed in the minutes of the 18th instant, was signed.

Virginia. *Representation for Mr. Smith to be of the Councill.*

A representation proposing that Colonel John Smith be restored to his place in the Councill of Virginia [*fo.* 147, 158], as agreed in yesterday's minutes, was signed.

Pennsylvania. *Acts.*

Mr. Penn desired that he might have the body of the laws of Pennsylvania [*fo.* 112, 115, 172] in order to the signing the same according to their lordships' directions of the 22nd of the last month, which were delivered to him accordingly. And he acquainted their lordships that he had somthing to offer to the objections made by their lordships to some of the said laws, which he would do in a day or two, and which he hoped would incline their lordships not to present the said laws to her Majesty to be repealed.

New Hampshire. *Mr. Allen about an appeal.*

Mr. Thomas Allen attending [*fo.* 142], and being discours'd with upon the subject of his petition mentioned in the minutes of the 18th instant; ordered that a copy of his said petition be sent to Mr. Attorney General for his opinion [*fo.* 283] whether it be fit for her Majesty to grant the prayer of the said petition.

December 21. Present:—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Maryland. *Lord Baltemore. Memorial of Roman Catholicks in Maryland.*

The Lord Baltimore presented to their lordships the copy of a memorial from the Roman Catholicks in Maryland to the Assembly there, upon which the Assembly passed a Bill for suspending part of an Act to prevent the growth of popery in that province; whereupon he desired, in consideration that the said suspending Act will expire in six months, their lordships would move her Majesty that the said Act might be continued without limitation of time. He further desired that three chappels, vizt. one at St. Mary's, one at Britain's Bay, and one in the forest in Charles County, might be allowed the Roman Catholicks for places of publick worship.

Maryland. *Draught of representation on two Acts about Popery.*

The draught of a representation upon the two forementioned Acts of Maryland relating to popery [*fo.* 148, 157] was agreed; and thereupon ordered that it be sent to the Lord Bishop of London for his concurrence, and that his lordship be acquainted that the Board will meet again on Wednesday the second of January.

Virginia. *Letter from Col. Nott.*

A letter from Colonel Nott, Governor of Virginia, dated the 22nd of September last, was read, and the papers therein referr'd to laid before the Board, and are as follows:—

Papers of publick proceedings.

Copy of the Councill's report to Colonel Nott upon the state of the revenue since the death of Auditor Bird.

Copy of two proclamations, the one for confining the civill as well as military officers in their several imployments; the other for discountenancing the persons who run away with the sloop *Hannah* from Maryland.

Minutes of Councill of Virginia from the 15th August to the 17th September, 1705.

Col. Nicholson summond.

Ordered that Colonel Nicholson be desired to attend the Board on Wednesday the second of January next.

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January 2. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Newfoundland.
Order of House of Commons for state of trade of Newfoundland.

An order of the House of Commons of the 21st of December last [*fo.* 155, 156, 157], requiring this Board to lay before that House a state of the trade with Newfoundland and the Western Islands, was read ; and thereupon ordered [*fo.* 155] that Mr. Merrett, Mr. Campbell and Lieutenant Moody (lately arrived from Newfoundland) have notice to attend the Board to-morrow morning. And further ordered that a letter be writ to Mr. Burchet to know what answer the Commadore of the Newfoundland convoy has brought to the heads of enquiry that were given him.

Mr. Merret, &c., summond.

Letter to Mr. Burchet for Commadore's answer to heads of inquiry.

New Yorke.
Letter from Captain of the Non-Such *about a packet from the Lord Cornbury.*

A letter from the Captain of the *Non-Such*, signifying that he had a box for this Board from the Lord Cornbury on board his ship, and desiring directions how to send it hither, being read ; ordered that a letter be writ to Mr. Burchet [*fo.* 154] to desire to know where the said ship is at present, that their lordships may give the captain directions about sending the said box.

Letter to Mr. Burchet thereupon.

Proprieties. New England.
Order of Councill about irregularities of Charter Governments.

An Order of Councill of the 20th of December last [*fo.* 148] upon a representation of the same date, relating to New England, directing this Board to lay before her Majesty the misfeasances of the Charter Governments, and the advantages that may arise by reducing such Charter Governments, was read, and directions [*fo.* 160] given for drawing up the said misfeasances accordingly.

Maryland.
Letter from Mr. Secretary Hedges on petition of Mr. Brown, praying leave to sail without convoy, &c.

A letter from Mr. Secretary Hedges of the 19th of the last month, referring to the Board the petition of Peregine Brown, praying that the Governor of Maryland may have directions to permit the ship *Nicholson* to saile from thence without convoy, in case the master of the said ship cannot be ready to saile with the convoy, was read ; and thereupon ordered [*fo.* 156] that Colonel Blakiston have notice to attend the Board to-morrow morning.

Virginia.
Col. Nicholson about a bill of 50l. for paying the agent.

Colonel Nicholson attending, and being asked some questions in relation to a Bill of 50*l.* transmitted in his letter of the 25th of July last to be dispos'd of by their lordships to the sollicitor of the Virginia affairs, he said that he had not appointed any agent after Mr. Thrale's death, that he had been informed by Sir Thomas Frankland that Mr. Wilcocks had acted in that station, but that, however, he submitted the disposal of the said Bill to their lordships ; and thereupon ordered that a letter be writ to Mr. Lowndes, giving him a state of this matter, and inclosing the said Bill, to be laid before my Lord High Treasurer for his lordship's directions thereupon.

Letter to Mr. Lowndes with the said Bill.

January 3. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

New Yorke.
Letter from Mr. Burchet about ship Non-Such *being order'd to the Downes.*

A letter from Mr. Burchet [*fo.* 152], in answer to one writ him yesterday, signifying that her Majesty's ship the *Non-Such*, lately arrived from New Yorke, is ordered to the Downes, was read ; and thereupon ordered that a letter be writ to the captain of that ship, to desire him to send the box he has on board from the Lord Cornbury, by the post or by any other safe conveyance, taking a receipt for the same.

Letter to the Captain about a box from Lord Cornbury.

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Newfoundland.
Mr. Merret.

Mr. Merret attending [*fo.* 152, 160], and being ask'd several questions in relation to Newfoundland, he said that, not having yet received his letters, he was not able to give their lordships any account, but that he hoped he should do it in a few days. He added that he had heard that there was not above 40 ships of all sorts there this fishing season.

Affidavit of Richard Sampson relating to Colin Campbell and Capt. Lloyd, &c.

He communicated to their lordships the copy of an affidavit of Richard Sampson, setting forth that Mr. Colin Campbell had indeavoured to suborn him to swear falsely against Captain Lloyd and Mr. Solomon Merret, to which is annexed the copy of what Mr. Campbell would have had him swore (*sic*) to, which was read.

Mr. Campbell and Lieutenant Moody.

Mr. Campbell and Lieutenant Moody also attending [*fo.* 152], Mr. Moody acquainted their lordships that upon Major Lloyd's arrival with a new company, he found Mr. Latham was appointed captain, and Mr. Gully and Mr. Philips lieutenants ; so that having no more business there, he came away with 54 men of the old company, five whereof were lost when the *Loo* and the *Falkland* prize were cast away. He added that they had received but one cloathing, and a part of a cloathing, since his being there, which was about three years ; and thereupon ordered that Mr. Thurston have notice to attend the Board to-morrow morning. These gentlemen further said that there was at St. John's about fifty ships of all sorts, and about 12, or 15 in the other harbours. And they promised to bring their lordships [*fo.* 160] in a few days a particular account, both in relation to the forts and fortifications and to the trade and fishery of Newfoundland.

Letter to Sir William Phippard to know what advice he has received from Newfoundland.

Ordered that a letter be writ to Sir William Phippard [*fo.* 152, 160], to desire him to communicate to the Board what accounts he has received from Newfoundland, and to acquaint him that their lordships desire to speak to him to-morrow morning.

Maryland.
Col. Blakiston about petition of Mr. Brown for the ship Nicholson *to come thence without convoy.*

Colonel Blakiston attending according to order [*fo.* 153], and being acquainted with the petition of Peregine Brown, praying that the ship *Nicholson* may have leave to come from Maryland after the departure of the convoy, in case the convoy sail before the said ship can be ready ; he said that the said ship was to carry over for the use of the Government of Maryland 110 half barrels of powder, 100 cutlaces, 200 cartouch boxes, 150 musquets, 5,000 weight of lead in bullets, and 22 drums, and that he paid freight for the same ; whereupon their lordships gave directions for preparing an answer to Mr. Secretary Hedges's letter [*fo.* 160] mentioned in yesterday's minutes upon the foresaid petition of Peregrine Brown with their opinion that the said ship be permitted to saile after the convoy now bound thither, but not before the convoy.

Letter to be writ Mr. Secretary Hedges thereon.

Representation on two Acts about Popery.

A representation upon two Acts past at Maryland in October and December, 1704 [*fo.* 150, 163] (growth of popery in Maryland, *vide fo.* 247, 248) relating to popery, was signed.

Newfoundland.
Letter from Mr. Jackson, lately come from Newfoundland.

A letter from Mr. Jackson, late minister at Newfoundland, signifying his arrival in England, and that by reason of indisposition he was not able to attend their lordships, was read ; and thereupon ordered [*fo.* 152, 160] that he be desired to put into writing what account he can give of the state of the trade and fishery of Newfoundland, particularly for this and the preceding year.

Answer.

1705–6.

The copy of an Order of Council of the 13th of December last [*fo.* 88, 158], upon a representation of the 1st of November last, for repealing two Acts past at Antegoa in June, 1704, intituled *An Act for holding a Court of Chancery &c.*, and *An Act for establishing of Courts &c.*, approving the said representation, was read.

Antegoa.
Order of Council on representation repealing two Acts.

The copy of an Order of Council of the same date, upon the foresaid representation [*fo.* 88, 157], confirming *An Act* past at Antegoa *for impowering a Council of Officers to appoint methods for the repairing and carrying on of trenches &c.*, was read.

Antegoa.
Copy of an Order of Council on representation confirming an Act.

The copies of the two Orders of Council of the 20th of the last month [*fo.* 148], upon a representation of the same date, proposing that Mr. John Smith be readmitted into the Council of Virginia to fill up the present vacancy by the death of Colonel Bird, and that Mr. John Lewis be readmitted into his place in the said Council upon the first vacancy that shall happen, approving the said representation, were read.

Virginia.
Orders on a representation about Mr. Smith and Lewis's being of the Council.

January. 4. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Some members of the Turkey Company attending, presented to their lordships a paper intituled "The Case of the Levant Company," relating to the importation of Turkey goods from the neutral ports in Italy, which was read ; and to which they added that the French had of late found means to import great quantities of Turkey goods into Leghorn and other ports in Italy, from whence the said goods were brought into England by Jews and other persons, which was of great detriment to the Turkey Company, and therefore they said that they intended to make application to the Parliament for relief, by some clause of an Act to be passed for that purpose, and desired their lordships' assistance therein : whereupon their lordships did promise them their assistance as there should be occasion.

Trade.
Case of the Levant Company in relation to Turkey goods imported from neutral ports.

A letter to Mr. Secretary Hedges, in answer to his of the 19th of the last month [*fo.* 157] relating to the ship *Nicholson*, bound for Maryland, as directed in yesterday's minutes, was signed.

Maryland.
Letter to Mr. Secretary Hedges about ship Nicholson *bound to Maryland.*

The draught of a report to the House of Commons [*fo.* 152, 161], in answer to an order of that House of the 21st of the last month, relating to Newfoundland, was laid before the Board, and a progress made in the consideration thereof.

Newfoundland.
Draught of report to the House of Commons.

January 7. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

The draught of articles against the Propriety Governments in America [*fo.* 153, 163] in pursuance of her Majesty's Order of Council of the 20th of the last month, was laid before the Board, and a progress made in the consideration thereof.

New England. Proprieties.
Draught of Articles against Propriety Governments.

The Lord Baltemore communicated to the Board the copy of his letter to William Hunter and other Papists in Maryland [*fo.* 67, 76], blaming them for their late indiscreet zeal in indeavouring to make proselytes in that colony, and requiring them to be more

Maryland.
Copy of Lord Baltemore's letter to Popish priests in Maryland.

1705–6.
Copy thereof to be sent to Col. Seymour.

circumspect in their behaviour for the future, which was read, and thereupon ordered that a copy of the said letter be sent to Colonel Seymour for his information.

Newfoundland.
Report to House of Commons.

Their lordships made a further progress in their report to the House of Commons about Newfoundland [*fo.* 160, 166], and gave directions for some additions thereunto.

January 8. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

Newfoundland.
Mr. Roop to give account of the trade and fishery and of French trade.

Mr. John Roop, lately arrived from Newfoundland, attending, acquainted their lordships that he was taken prisoner by the French in their attempt upon St. John's the last winter, and was kept at Placentia eight months, but was with others afterwards exchanged for some French prisoners that were at St. John's, particularly the nephew of Monsieur Du Casse. He said that the French had but 120 soldiers at Placentia ; that their forts are not so good as ours at St. John's, but that they are now going to make additional works for the better securing of that place. He was then desired to draw up and give their lordships in writing an account of the trade and fishery [*fo.* 165], as far as he was able, for the year 1704.

The like account for this present year.

An account of the French trade and fishery, how they maintain their settlements and stages, with his opinion how they may best be destroyed.

Their cruelty—last winter.

An account of the cruelties used by the French and their Indians to the English in their attempt the last winter.

And account of our settlements northward.

And an account of our settlements to the northward of Bonavista. To which he answered [*fo.* 165] that, having lost all his papers when the French took him, he was not able to give so particular an account as might be expected, but, however, he would do the best he could on Friday next.

Copy of a letter from Monsieur Subercasse about exchange of prisoners.
New England.
Extract thereof to be sent to Col. Dudley.

He then communicated to their lordships the copy of a letter from Monsieur De Subercasse, Governor of Placentia, to the Admiral of St. John's Harbour, relating to the exchange of prisoners, which was read ; and thereupon ordered that an extract thereof, relating to Mr. Keen, be sent to Colonel Dudley.

Newfoundland.
Letter to Mr. Burchet for Capt. Bridge to attend, with his answer to heads of inquiry.

And further ordered that a letter be writ to Mr. Burchet [*fo.* 164], to desire him to move his Royal Highness the Lord High Admiral's Council, that Captain Bridge, Commadore of the Newfoundland convoy, may have notice to attend the Board with such papers as he may have brought from thence, in answer to the heads of inquiry given him relating to that trade and fishery.

Proprieties. New England.
Representation on misfeasances of Propriety Governments.

Their lordships made a further progress in the draught of a representation [*fo.* 160, 164] relating to the misfeasances of the Propriety and Charter Governments.

January 9. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt.

Maryland.
Order of Councill on representation about two Acts relating to Popery.

An Order of Councill of the 3rd instant [*fo.* 157], upon a representation of the same date relating to two Acts of Maryland about popery, approving the said representation, and directing the Board to signify her Majesty's pleasure to the Governor of Maryland

1705–6.

accordingly, was read, and directions given for adding a clause to the letter to Colonel Seymour, pursuant to the said order.

Clause to be thereupon added to Col. Seymour's letter.

A letter from Mr. Burchet, in answer to one writ him yesterday [*fo.* 163, 168], signifying that orders were sent to Commadore Bridge that he attend the Board with such answer as he may have to the heads of inquiry given him relating to Newfoundland.

Newfoundland.
Letter from Mr. Burchet about Capt. Bridge's being to attend.

Copy of a memorial presented by Mr. Stepney to the Emperour, dated the 30th of December, 1704, desiring that the edict whereby English serges are prohibited in Austria may be revoked, was read.

Trade.
Copy of Mr. Stepney's memorial to the Emperor for revoking an edict about serges.

Their lordships made a further progress in the draught of a representation [*fo.* 163, 165] upon the misfeasances of the Proprietary and Charter Governments.

Proprieties. New England.
Draught of report on misfeasances.

January 10. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

A representation upon her Majesty's Order in Councill of the 20th of December last [*fo.* 164, 211] relating to the misfeasances of the Proprietary and Charter Governments in America [*fo.* 180, 183, Rhode Island, 182 Connecticut], was signed.

Proprieties. New England.
Representation on misfeasances, &c.

Ordered that a letter be writ to the Governor of the Hambourgh Company [*fo.* 141, 171], to put him in mind of sending their lordships the account he promised the Board the 17th of December last, relating to their trade in the Emperor's territories.

Trade.
Hambourgh Company. Trade with the Empire.

January 11. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

Mr. John Roop attending [*fo.* 162], presented to their lordships a memorial relating to the state of the English trade and fishery of Newfoundland, as also relating to the French settlements there, together with a particular account of the number of fishing ships, sack ships, boats, quantity of fish taken &c. this present year, and a list of the names of the English settlements to the northward of Bonavista, which were read. He further acquainted their lordships that, in his opinion, nothing was more detrimental to that fishery than the great quantities of rum imported thither from the other plantations ; and therefore he proposed that the importation of strong liquors to Newfoundland be prohibited, except what shall be carryed thither from England. He added that they had lately found a sort of a slate at Newfoundland, which was very hard and fit for building.

Newfoundland.
Memorial from Mr. Roop about state of the fishery.

Their lordships then took into consideration the draught of a report to the House of Commons relating to Newfoundland [*fo.* 161, 167], and made a progress therein.

Newfoundland.
Report to House of Commons.

Major Palms, one of the commissioners appointed by her Majesty [H. *fo.* 165 ; *fo.* 56, 178] to examine into the complaints of the Mohegan Indians against the Government of Connecticut, attending, acquainted their lordships that the magistrates of that Government had protested against the authority of her Majesty's commission in that behalf ; that the commissioners, however, proceeded to a sentence in favour of the said Indians, but that he did not know how far the Government will comply therewith.

Connecticut. New England.
Major Palms about Mohegan Indians.

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January 14. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Maryland. *Queen's warrant permitting Sir Thomas Lawrence to stay in England.*

Sir Thomas Lawrence communicated to the Board a warrant from her Majesty, dated the 31st of December last, permitting him to be absent from Maryland during her Majesty's pleasure, he putting in a sufficient deputy to execute his place of secretary there, during his said absence, which was read, and a copy thereof ordered to be kept.

Newfoundland. *Report to House of Commons.*

Their lordships made a further progress in the draught of a report to the House of Commons relating to Newfoundland [*fo.* 166, 170].

Newfoundland. *Letter to Mr. Burchet about answer to heads of inquiry given to Capt. Bridge.*

Ordered that a letter be writ to Mr. Burchet [*fo.* 164, *vide infra*] to desire to know whether Commadore Bridge be yet come to town, or whether he have made any answer to the heads of inquiry given him relating to the trade and fishery of that place.

Letter to Mr. Moody for an account of the fishery.

Ordered that a letter be writ to Lieutenant Moody for such account as he is able to give of the fishery of Newfoundland for this present year 1705.

January 15. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Newfoundland. *Letter from Mr. Fawler about Capt. Bridge's being ordered to attend the Board.*

A letter from Mr. Fawler, in answer to that writ Mr. Burchet yesterday [*vide supra*], signifying that directions were sent to Commadore Bridge, at Deptford [*fo.* 201] to attend the Board this day, was read.

Leeward Islands. *Memorial from Col. Park about soldiers. Letter to Secretary Hedges thereon.*

A memorial from Colonel Parke relating to the soldiers in the Leeward Islands, was read, and a letter to Mr. Secretary Hedges thereupon, was signed.

Newfoundland. *Memorial from Mr. Roop about attempts of the French.*

Mr. John Roop attending, presented to their lordships another memorial [*fo.* 69 and *infra*] relating to what past at Newfoundland during the attempts the French made upon the English settlements there the last winter ; unto which is annexed a copy of his letter to Lieutenant Latham, and of two letters from Monsieur Subercasse to Lieutenant Moody.

Letter from Mr. Secretary Hedges with relation of occurrences in Newfoundland during Moody's command.

A letter from Mr. Secretary Hedges, dated yesterday [*vide supra*, New attempts of ye French, *fo.* 364], referring to the Board a relation of the most material occurrences and transactions at St. John's and parts adjacent in Newfoundland, during the time that Lieutenant Moody commanded in cheif there, was laid before the Board ; and their lordships resolved to take the same into consideration at the first opportunity.

Lieutenant Moody with another copy thereof.

Lieutenant Moody attending, presented to their lordships another copy of the forementioned relation.

January 16. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Newfoundland. *Report to the House of Commons.*

A report to the House of Commons [*fo.* 167], in obedience to an Order of the 21st of the last month, requiring a state of the trade of Newfoundland, was signed.

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Mr. Roop attending, presented to their lordships a letter from Major Lloyd, dated at St. John's in Newfoundland the 21st of November last, complaining that the provisions for the soldiers was embezled during Lieutenant Moody's commanding there, which was read, and a copy thereof ordered to be sent to Lieutenant Moody [*fo.* 174] for his speedy answer.

Letter from Major Lloyd about imbezlement of provisions.

Mr. Roop also presented to their lordships an account of things necessary for the perfecting the Boom at St. John's Harbour, which was read; and at the same time communicated to their lordships an abstract of the Muster Rolls of the company of soldiers there.

Mr. Roop about necessaries wanting for the Boom.

Abstract of the Muster Rolls.

January 17. Present:—Lord Dartmouth, Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Newfoundland.

A memorial from Mr. Jackson, late minister at St. John's in Newfoundland [*fo.* 196, 248], containing an account of the present state of that place, was now received.

Memorial from Mr. Jackson about state of Newfoundland.

Mr. Roop presented to the Board a petition of several masters of ships, dated at St. John's in Newfoundland the 15th of October last, giving their reasons for the present decay of the Newfoundland trade, which was read.

Petition of several masters of ships about decay of trade.

Trade.

A memorial from the Hambourgh Company [*fo.* 165], setting forth several hardships they undergo in their trade to Austria and other the Emperor's territories, was read, and a letter writ to Mr. Secretary Harley, acquainting him that the Board are desirous to speak with the Emperor's Commissioners any morning the next week [*fo.* 173]; and ordered that the foresaid memorial be translated into French, to be communicated to the said Commissioners.

Memorial from the Hambourgh Company about hardships in their trade.

Letter to Mr Secretary Harley desiring a conference with the Emperor's ministers thereon.

Pennsylvania.

A representation upon the laws of Pennsylvania agreed the 26th of November last [*fo.* 115, 148, 228], was now signed and sent to the Councill Office.

Representation on laws.

January 18. Present:—Lord Dartmouth, Mr. Secretary Hedges, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Maryland.

Sir Thomas Lawrence presented to their lordships a memorial [*fo.* 119; L. *fo.* 27], setting forth that an Act lately past in Maryland takes away the benefit of ordinary licences from the secretary's office, and thereupon praying that the Governor may have directions that the profits arising by that Act may be kept in bank till her Majesty's pleasure be known upon the said Act, which was read; whereupon their lordships resolved to take the same into further consideration when they shall write to the Governor of Maryland.

Memorial from Sir Thomas Lawrence about an Act that takes away his benefit by ordinary licences.

January 21. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Trade.

The Comte de Gallas, the Emperor's Envoy, and Monsieur Vecelly, Commissary Generall of Commerce to the Emperor, attending, their lordships communicated to them the contents of the memorial from the Hambourgh Company [*fo.* 171, 275], mentioned in the minutes of the 17th instant; whereupon they desired a copy thereof in French, and that the said Company would give in a particular account of all the hardships they complain of, and of the remedies

Emperor's ministers at the Board about memorial from the Hambourgh Company.

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[*fo.* 174], and they, appearing sensible of the inconveniencies arising by such hardships to the course of trade and mutual correspondence, did promise to write effectually to the Court of Vienna that the same might be taken off; whereupon a translation of the Hambourgh Company's foresaid memorial was delivered to them [*fo.* 275], and a letter writ to Mr. Secretary Harley giving him an account of what had been now done.

Translation thereof given them. Letter to Mr. Secretary Harley thereupon.

Trade.

Letter to the Hambourgh Company about conference with Imperial ministers.

Ordered that a letter be writ to the Hambourgh Company [*fo.* 173, 188], giving them an account of what has past as aforesaid, and desiring what further particulars they can give of the hardships they suffer in their trade to Germany.

Newfoundland.

Petition from merchants of Biddyford about erecting a fort at Ferryland, and convoy.

A petition from the merchants of Biddyford trading to Newfoundland, praying that a fort may be erected at Ferryland, and that a man-of-war may be ordered to Milford by the 20th of February to convoy the ships of those parts to Newfoundland, was read; whereupon their lordships agreed to represent their desire of a convoy to her Majesty. And as for their desire of a fort, their lordships writ to Mr. Secretary Hedges, proposing that Sir John Gibson, Deputy Governor of Portsmouth, may be ask'd his opinion therein.

Letter to Mr. Secretary Hedges thereon.

Letter from Lieut. Moody in answer to Major Lloyd's about soldiers' provisions.

A letter from Lieutenant Moody, in answer to one from Major Lloyd [*fo.* 170], which was sent him the 16th instant, relating to the embezlement of the soldiers' provisions at Newfoundland and to the hardships they indured there, was read; whereupon a letter was writ to Mr. Secretary Hedges [*fo.* 184, 185], proposing that Sir John Gibson may have directions to examine the said soldiers, who are now at Portsmouth, touching proceedings and what has fallen within their knowledge during their stay at Newfoundland.

Letter to Mr. Secretary Hedges thereupon.

Maryland.

Order of Council on representation about state of Maryland.

An Order of Council of the 18th of December last [*fo.* 118] upon a representation of this Board of the 29th of November foregoing, requiring the Board to give directions to the Governor of Maryland, pursuant to the said representation, was read.

Draught of letter to the Governor.

New Jersey.

Draught of letter to the Governor.

The draughts of letters to Colonel Seymour, Governor of Maryland, and to the Lord Cornbury, Governor of New Jersey, were agreed and ordered to be transcribed.

January 22. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Virginia.

Letter from Mr. Secretary Hedges returning the address against Col. Quary. Representation thereupon.

A letter from Mr. Secretary Hedges, of yesterday's date [*fo.* 121], referring back to this Board the address of the Assembly of Virginia which had been sent to him the 16th of October last [*fo.* 59], containing complaints against Colonel Quary, was read, and a representation thereupon agreed and ordered to be transcribed [*fo.* 178].

New England.

Quakers complaining of a print published at Boston.

Mr. Field and Mr. Wyeth attending, communicated to their lordships a news letter published at Boston the 29th of October last, in which there are some reflexions against the proceedings of the Quakers here, and desiring their lordships to write in their next letter to Colonel Dudley thereupon; their lordships gave directions for writing accordingly.

Col. Dudley to be writ to thereon.

Draught of a letter to Col. Dudley.

The draught of a letter to Colonel Dudley, Governor of the Massachusets Bay, was agreed and ordered to be transcribed.

1705–6.

Letter from Col. Dudley.

A letter from Colonel Dudley, dated at Boston the 1st of November last, was read, and the papers therein referr'd to laid before the Board, and are as follows, vizt. :

Papers therein refer'd to.

Three proclamations, the one ordaining a general thanksgiving &c., the other two about the ship *Deptford's* being to sail to Saltertudos &c.

Lists of causes tryed in several Courts in New England from October, 1704, to October, 1705.

Register of births in the several townes in the Massachusets Bay from the 5th of Aprill, 1704, to the 5th of Aprill, 1705.

Proposition of the representatives and freeholders of New Hampshire to Mr. Allen.

Letter from the commissioners appointed by her Majesty to make inquiry into the complaints of the Mohegan Indians against Connecticut, with their proceedings upon that matter, dated the 25th of August, 1705.

Proceedings of the commissioners appointed by her Majesty to make inquiry into the complaints of the Mohegan Indians against the government of Connecticut.

Whereupon their lordships gave directions for adding several clauses to the forementioned letter to Colonel Dudley.

January 23. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Maryland.

Storekeeper to be appointed.

Colonel Blakiston attending, was acquainted that her Majesty had been pleased to approve of Colonel Seymour's desire of a store keeper to be sent over to Maryland, for taking care of the publick arms there, and that he would do well to endeavour to find out such a person to be sent thither accordingly.

Virginia.

Representation on address against Col. Quary.

A representation upon the address from the Assembly of Virginia against Colonel Quary [*fo.* 175], as agreed in yesterday's minutes, together with a letter inclosing the same to Mr. Secretary Hedges, were signed.

Connecticut.

Letter from Commissioners appointed to hear complaints of Mohegan Indians, with their proceedings.

A letter from the Commissioners appointed by her Majesty to make inquiry into the complaints of the Mohegan Indians against Connecticut [*fo.* 166 ; H. *fo.* 465], with their proceedings upon that matter, dated the 25th of August, 1705, was read, and the draught of a representation thereupon agreed [*fo.* 183] and ordered to be transcribed.

New England.

Letter from Col. Dudley about pirates' treasure.

A letter from Colonel Dudley to the Board [*fo.* 146], inclosing an account of the pirates' gold and treasure transmitted to the Lord Treasurer, dated the 3rd of November last, was read.

Letter from Col. Dudley about Pemaquid-salaries, &c.

A letter from Colonel Dudley to the Secretary of this Board, with an account of what has been done in the Massachusets Bay about Pemaquid and the Governor's salary &c. [I. *fo.* 248], dated the 3rd of November last, was read, and the papers therein referr'd to were laid before the Board, and are as follows :

Publick papers.

Colonel Dudley's speech to the Assembly relating to Pemaquid and the settling a salary upon the Governor and Lieutenant Governor &c.

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Copy of the Assembly's answer to Colonel Dudley's speech relating to Pemaquid and to the settling of a salary upon himself and Lieutenant Governor.

Copy of the address of the Assembly of New England to her Majesty, setting forth reasons for not complying with the commands for building a fort at Pemaquid &c., and for settling a salary on the Governor and Lieutenant Governor.

New England. *Letter from Mr. Addington.*

A letter from Mr. Addington, of the 6th of November last, was read, and the papers therein referr'd to laid before the Board, and are as follows :

Papers of publick proceedings.

Minutes of Councill from the 6th of June, 1704, to the 18th of October following inclusive.

Minutes of the Councill from the 28th of October, 1704, to the 3rd of March following, 170$\frac{4}{5}$, inclusive.

Minutes of Councill in Assembly from the 25th of October, 1704, to the 18th November following inclusive.

Minutes of Councill in Assembly from the 27th December, 1704, to the 6th of January, 170$\frac{4}{5}$, inclusive.

Minutes of Councill in Assembly from the 21st of February, 170$\frac{4}{5}$, to the 3rd of March following inclusive.

Minutes of Councill in Assembly from May the 30th, 1705, to June the 30th following inclusive.

Acts past at a General Assembly of the Massachusets Bay in May, 1703.

An Act for reviving and further continuing of two several Acts herein named referring to the war, past the 25th October, 1704.

An Act against soldiers and seamen in her Majesty's service being arrested for debt, past the 27th December, 1704.

Acts past at a Generall Assembly of the Massachusets Bay, the 30th of May, 1705.

New England. *Second letter from Mr. Addington.*

Another letter from Mr. Addington, signifying the arrival of Mr. Cary wth the cannon her Majesty had been pleased to give for the Fort William at Boston, dated the 13th November last, was read.

New England. Rhode Island. *Letter from Col. Dudley with complaints against Rhode Island and proofs of the charge.*

A letter from Colonel Dudley to the Board, with proofs of the articles of complaints against Rhode Island [*fo.* 165, 182, 208], dated the 2nd of November last, was read, and the papers therein referr'd to were laid before the Board, and are as follows, vizt. :

Papers therein refer'd to.

Colonel Cranston, Governor of Rhode Island's receipt to Colonel Dudley for the charge of complaints against that Government, dated the 25th July, 1705.

Colonel Dudley's certificate, testifying that the affidavits to prove the charge against Rhode Island are made by persons of credit and veracity &c.

Several papers and affidavits proving each article of the charge against Rhode Island.

The Governor and Company of Rhode Island's answer to Colonel Dudley upon the Queen's letter relating to their quota towards the assistance of New England, dated December the 28th, 1704.

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Copy of Colonel Cranston's letter to Colonel Dudley about the quota demanded from Rhode Island, dated the 28th February, 170$\frac{4}{5}$, with Colonel Dudley's answer thereto.

Another letter from Colonel Dudley to the secretary of this Board, relating to complaints of the Narraganset Country against the Government of Rhode Island, dated the 15th of November last, was read, and the papers therein referr'd to were laid before the Board, and are as follows :

Second letter from Col. Dudley against Rhode Island.

Papers therein referred to.

Address from the proprietors of the Narraganset Country to Colonel Dudley, praying his favour in representing to her Majesty the hardships they suffer by the Rhode Islanders.

Copy of several papers relating to the Narraganset Country, containing some complaints against ye Government of Rhode Island, and the ill treatment which some French refugees have received in being put out of their settlements.

New England. Connecticut.
Papers relating to the charge against Connecticut.

The following papers relating to Connecticut [*fo.* 165] were at the same time received and laid before the Board, vizt. :

Colonel Dudley's certificate, testifying that the affidavits to prove the charge against Connecticut are made by persons of credit and veracity.

Colonel Winthrop's receipt of the charge of complaints against Connecticut &c.

Several papers and affidaivts proving the articles of the charge against Connecticut &c. [*fo.* 165, 208].

Rhode Island.
Three letters from Governor and Company ; one signifying that Mr. Wharton has their answer to the charge.

Letter to Mr. Wharton thereupon.

Two letters from the Governor and Company of Rhode Island, dated the 15th September and 29th October last, inclosing several papers in their justification upon account of a Spanish ship condemned there, and another letter, also of the 29th of October last [*fo.* 165, 208], signifying that Mr. Wharton, their agent, has their answer to the charge of irregularities exhibited against them, were read ; and thereupon ordered [*fo.* 195] that a letter be writ to the said Wharton, that he bring to their lordships the said answer.

January 24. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt. Mr. Pollexfen, Mr. Prior.

New England. Connecticut.
Representation about Mohegan Indians.

A representation upon the report of the Commissioners appointed to hear the Mohegan Indians against the Government of Connecticut, [*fo.* 178, 187, 339] as agreed in yesterday's minutes, was signed.

Virginia.
Draught of letter to Col. Nott.

The draught of a letter to Colonel Nott, Governor of Virginia, was agreed and ordered to be transcribed.

Miscellanies.
Letters from the Plantations, to be open'd before three of the Board, &c.

Ordered that no letters or packets directed to this Board from any of the foreign plantations be opened but in presence of three of the Commissioners sitting at the Board ; or, in case the said letters or packets be brought to this office when three of the Commissioners are not sitting, then to be opened by the secretary only, but none to be given out to be read by any particular Commissioner till first read by, or presented to, three of the said Commissioners sitting at the Board.

January 25. Present :—Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

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Newfoundland.
Letter from Mr. Secretary Hedges desiring queries upon which the soldiers at Portsmouth should be examin'd. Answer.

A letter from Mr. Secretary Hedges, of yesterday's date [*fo.* 174, 185, 202], in answer to one writ him the 21st instant, desiring to know upon what particular heads the Board would have the soldiers lately arrived from Newfoundland examined, was read, and an answer thereunto immediatly drawn up and signed.

Newfoundland.
Letter from Lieutenant Moody with affidavit of the soldiers at Portsmouth about his behaviour at St. Johns.

A letter from Lieutenant Moody, of yesterday's date [*fo.* 184, 202], inclosing an affidavit from the soldiers at Portsmouth lately arrived from Newfoundland, relating to the said Moody's behaviour during the time that the French beseiged the fort at St. John's, was read; and thereupon ordered that Lieutenant Moody have notice to attend the Board on Monday morning next, and that he bring with him in writing [*fo.* 186] an account of the defects of the forts at St. John's, and of the wants thereof.

Letter from Mr. Thurston.

A letter from Mr. Thurston inclosing accounts of necessaries wanting for the soldiers at Newfoundland for this present year 1706, was read; and thereupon ordered [*fo.* 186] that Mr. Thurston have notice to attend the Board on Monday morning next.

Draught of representation relating to Newfoundland.

Mr. Roop summon'd.

The draught of a representation relating to Newfoundland [*fo.* 187] was laid before the Board, and a progress made in the consideration thereof; and upon that article which relates to the Boom [*fo.* 186], ordered that Mr. Roop have notice to attend the Board on Monday morning next.

January 28. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Newfoundland.
Lieutenant Moody's answer about forts.

A memorial from Lieutenant Moody, in answer to a letter writ him the 25th instant [*fo.* 185] relating to the state of the forts at St. John's in Newfoundland, was read.

Letter from Mr. Thurston about cloathing for the soldiers.

A letter from Mr. Thurston [*fo.* 185], signifying that by reason of the demands out of the off-reck'nings for several things Captain Lloyd took over with him, he was not able to procure a cloathing for the soldiers at Newfoundland this year, notwithstanding the great want they were in of the same, was read.

Mr. Roop's petition about the boom and being taken prisoner by the French.

Copy of memorial he'l present to Committee of House of Commons.

Mr. Roop attending [*fo.* 185], presented to their lordships a petition relating to his having fixed the boom at the entrance of the harbour at St. John's at Newfoundland, and to his having been taken a prisoner and carryed to Placentia; which their lordships resolved to take into consideration on the first opportunity. He further communicated to their lordships the copy of a memorial he intends to present to the Committee of the House of Commons relating to Newfoundland.

Draught of representation relating to Newfoundland.

Their lordships then took into consideration the draught of a representation relating to Newfoundland [*fo.* 185, 198], and made some progress therein.

New England. Connecticut.
Memorial from Sir H. Ashhurst for copies of papers relating to the Mohegan Indians.

A memorial from Sir Henry Ashhurst [*fo.* 183, 196], praying for copies of the report of the Commissioners appointed to hear the complaints of the Mohegan Indians, was read, and copies ordered to be given him accordingly.

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An Order of a Committee of the House of Lords of the 25th instant, requiring this Board to lay before them several papers relating to the complaints against Sir Beville Granville, Governor of Barbados [*fo.* 28, &c.], was read, and directions given [*fo.* 188] for preparing an answer thereunto.

Barbados. *Order of Committee of Lords for papers relating to complaints against the Governor.*

Ordered that a letter be writ to the Clerk of the Councill in waiting [*fo.* 188] to desire a particular of the Councill days from the 2nd of March, 170$\frac{4}{5}$, to the 20th of July following.

Letter to Clerk of the Councill for account of particular Councill days.

January 29. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Sir William Gore, with several members of the Hambourgh Company, attending [*fo.* 174], presented to their lordships a memorial containing an account of their trade as it is at present managed, which was read ; and they being asked for an answer to a letter writ them the 22nd instant [*fo.* 174], desiring a full account and particular instances, and the places such abuses do happen [in], and by whom committed [Trade thro' Germany, *fo.* 275], they said they were not willing to enter into those particulars, because if by their interposition these hardships should be taken off, the advantage would be to the Dutch and other foreigners who at present cheifly carry on that trade.

Trade. *Memorial from Hambourgh Company about state of their trade.*

A report, in answer to an Order of a Committee of the House of Lords [*fo.* 187, 189] of the 25th instant, was agreed and ordered to be transcribed.

Barbados. *Report to House of Lords on complaints against Sir B. Granville.*

An account of the general Councill days from the 1st of March, 170$\frac{4}{5}$, to the 20th of July following, being now received from the Clerk of the Councill in waiting [*fo.* 187], in pursuance of the letter writ him yesterday, was read.

Account of general Councill days.

January 31. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

A report, in answer to the Order of the Lords' Committees of the House of Lords of the 25th instant [*fo.* 188, 200], relating to the complaints against Sir Beville Granville, Governor of Barbados, was signed and sent to their lordships with the books and papers therein referr'd to.

Barbados. *Report in answer to Order of Committee of Lords about complaints against the Governor.*

An Order from a Committee of the House of Commons appointed to consider the trade to Newfoundland, dated the 28th instant, requiring this Board to lay this morning before the said Committee several papers relating to Newfoundland [*fo.* 224], which papers were immediatly look'd out and sent accordingly, with a list of them, a copy of which list is as follows :—

Newfoundland. *Order of Committee of Commons for several papers.*

Mark'd.

Moody.

A Relation of the most material occurrences and transactions at St. John's and parts adjacent in Newfoundland during the administration of Lt. John Moody &c. .. .. No. 1. [H. 10.]

Memorial from Lieutenant Moody, in answer to a letter writ him the 25th January, 170$\frac{5}{6}$, relating to the state of the forts at St. John's in Newfoundland. No. 2. [H. 20.]

1705-6.		Mark'd.
	Letter from Mr. Moody with affidavits from the soldiers at Portsmouth	A.B. [H. 18.]
Campbell.	A memorial from Mr. Colin Campbell relating to the attempts made by the French in Newfoundland ..	G. 30.
	Letter from Mr. James Campbell of the 18th October, 1705, relating to the continued incursions of the French in Newfoundland &c.	G. 52.
Merchants memorial.	Paper from Mr. William Cary relating to the trade and fishery in Newfoundland..	G. 7.
	Copy of proposals of the Newfoundland merchants ..	G. 90.
New[foundland].	Petition of several merchants &c., praying for a speedy reinforcement of men, arms and ammunition sufficient to defend the fortifyed places in Newfoundland, to suppress the enemy ; with an affidavit of Colin Campbell relating thereunto	G. 31.
	Letter from Sir William Phippard, Mayor of Pool, in answer to one writ him the 5th July, 1705, upon a memorial of the Newfoundland merchants.. ..	G. 38.
	With a proposal inclosed from the town of Pool ..	G. 36.
	Memorial of the Mayor and merchants of Biddiford, in answer to a letter writ them the 5th July, 1705, inclosing a memorial about the affairs of Newfoundland	G. 44.
	Memorial from the Mayor and merchants of Bristoll, in answer to a letter writ them the 5th July, 1705, inclosing a memorial about the affairs of Newfoundland	G. 45.
	Memorial from the Mayor and merchants of Barnstable, in answer to a letter writ them the 5th July, 1705, inclosing a memorial about the affairs of Newfoundland	G. 46.
	Memorial from the Mayor &c. of Exeter in answer to a letter writ them the 5th July, 1705, enclosing a memorial about the affairs of Newfoundland ..	G. 48.
	Memorial &c. from the Mayor &c. of Weymouth, in answer to a letter writ them the 5th July, 1705, inclosing a memorial about the affairs of Newfoundland	G. 51.
Lloyd.	Petition of John Adams, setting forth the cruel usage he has received from Captain Lloyd, Commander of St. John's, praying a consideration, he being rendered incapable of doing any business for the future	F. 35.
	Deposition of several of the inhabitants of Newfoundland relating to the cruel usage John Adams received from Captain Lloyd	F. 36.
	Certificate of the two surgeons who dress'd John Adams of the wounds he received in his head by the beating of him by Captain Lloyd	F. 38.

	Mark'd.	1705-6.
Certificate of Thomas Adams and others relating to the ill usage John Adams has received from Captain Lloyd	F. 37.	
Certificate from Captain Bridge, late Commadore of the Newfoundland convoy, in favour of Captain Lloyd against the complaints of John Adams	F. 45.	
Letter from Mr. Roop to the Board relating to the state of the forts &c. in Newfoundland	F. 46.	
Deposition of Mr. John Roop relating to Captain Lloyd's refusing to let his men assist the said Roop in fixing the boom at St. John's Harbour	F. 47.	
Petition of the inhabitants of Newfoundland against Captain Lloyd	F. 48.	
Deposition of John Marshall relating to Captain Lloyd's threatning to kill him, upon his refusing to sign a paper in favour of the said Lloyd	F. 49.	
Copy of a paper drawn by Captain Lloyd, to be signed by the company at Newfoundland in his behalf, with certificates of non-commission'd officers relating thereunto	F. 50.	
Answer of Captain Lloyd to the complaints against him, with 15 papers therein referr'd to &c.	F. 52.	
Declaration of the chief inhabitants of St. John's Harbour, setting forth the behaviour and practices of Captain Lloyd whilst Commander of the garrison in Newfoundland	G. 5.	
Memorial from Mr. Jackson, late minister of St. John's in Newfoundland, containing an account of the present state of that place	No. 3. [H. 13.]	

February 1. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Virginia. Maryland. *Letter from Mr. Secretary Hedges on merchants' petition praying their ships may not be detained by imbargos there.*

Mr. Clayton and Mr. Johnson presented to the Board a letter from Mr. Secretary Hedges of the 29th of the last month, referring to their lordships the petition of the merchants and owners of ships trading from London and the out ports to Virginia and Maryland, praying that the Governors of those Colonies may have directions not to lay an embargo or put any stops to such merchant-ships as shall be left behind, and cannot be ready to saile from thence with the convoy that is appointed for the fleet which is to come away in June next, but that the said ships may have free leave to clear and sail from thence as they can get ready, was read ; and several questions being asked these gentlemen thereupon, they said that by reason of their ships coming home so late they could not be time enough discharged so as to be sent to Virginia and Maryland to come away with the convoy now going thither ; that the convoy were injoined to return from Virginia and Maryland by the 10th of June next at furthest, so that there will be at least 40 ships remaining in the rivers of Virginia and Maryland, which if they are not permitted to come away without convoy they will be all worm eaten and the voyage overthrown ; whereupon their lordships drew up a letter to Mr. Secretary Hedges with their

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Letter to Mr. Secretary Hedges thereupon.

opinion that, if her Majesty shall not be pleased to allow a convoy to bring away the 40 ships, they may be permitted to clear and saile from thence as they may get ready after the departure of the convoy.

Rhode Island. Connecticut.
Wharton with Governor and Company's answer to complaints.

Mr. Wharton attending, presented to the Board an answer from the Governor and Company of Rhode Island to the charge exhibited against them [*fo.* 183, 222], and Mr. Wharton desiring to have copies of the proofs sent over by Colonel Dudley, and Sir Henry Ashhurst attending at the same time [*fo.* 180, 222], and desiring the same thing, they were acquainted that, when there was a full Board, they should have an answer thereunto.

Sir H. Ashhurst.

Major Palms in behalf of Oweneco.

Major Palms attending [*fo.* 183, 339], acquainted their lordships that Mr. Mason, agent for Oweneco, Sachem of the Mohegan Indians, had desired him upon his coming away to solicite the determination upon their affair.

Newfoundland.
Mr. Jackson to give an account of fortifications, &c.

Mr. Jackson, late minister of Newfoundland, attending [*fo.* 171], he was desired to give their lordships an account in writing of what he was able of the fortifications, and of anything else he knew relating to the fishery, of which he had not informed their lordships of (*sic*).

February 4. Present :—Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Plantations General.
Letters to Governors.

The several letters to the Governors of New Yorke, New Jersey, Massachusets Bay, New Hampshire, Virginia and Maryland, were signed.

Circular Letter. Bridger. Naval Stores.

The circular letters to her Majesty's Governors on the Continent of America [*fo.* 146, 335], directing them to transmit hither from time to time accounts of Mr. Bridger's proceedings in relation to navall stores, were likewise signed.

Bermuda.
Reference from Mr. Secretary Hedges about complaints against Jones.

A reference from Mr. Secretary Hedges of the 23rd of November last [*fo.* 198] upon the petition of the General Assembly of Bermuda to her Majesty against Mr. Jones, secretary and provost marshall of the said island, was read ; and the papers therewith received from Mr. Nodin were laid before the Board, which were also read and are as follows :

Letter from Col. Bennet to the Board, and papers therewith received from Mr. Nodin.

Letter from Colonel Bennet to the Board, with papers relating to Mr. Jones &c., dated the 1st of Aprill, 1705, was read, and the papers therein referr'd to laid before the Board, and are as follows :

Petition of the General Assembly of Bermuda to the Board against Mr. Jones, provost marshall &c., of that island, praying that he may be removed from his imployments there.

Address of the Assembly of Bermuda to the Governor and Councill, praying that copies of all papers relating to their complaints and proceedings against Mr. Jones, the provost marshal of that island, may be transmitted to England, in order to their justification &c.

Mr. Jones, provost marshall of Bermuda's complaints against Colonel Bennet, with Colonel Bennet's answer thereto.

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Copy of an address of the Assembly to Colonel Bennet, containing heads of complaints against Mr. Jones, provost marshall &c. of Bermuda.—also of 27 depositions proving each article of the said complaints.—Jones's suspension thereon.—Indictments and sentences against the said Jones at a Court of Assize in 1701.

Papers to be look'd out and Mr. Nodin to attend.

Then their lordships gave directions that the copy of the said Jones's patent for secretary of that island, as likewise the letters already writ to him and Colonel Bennet relating to the difference between them [*fo.* 197, 199], be look'd out and laid before the Board on Thursday next, when they will take the same into consideration. And ordered that Mr. Nodin be directed to attend at the same time.

Newfoundland. *Report.*

Their lordships took into consideration the report relating to Newfoundland [*fo.* 187, 203] (mention'd in the minutes of the 28th of the last month), and made some progress therein.

February 7. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Virginia. *Packet received.*

A packet from Virginia being brought to the Board, the same was opened before three of the Commissioners, as directed in the minutes of the 24th of the last month, and was found to contain two letters from Colonel Nott, both dated the 24th of December last, with the papers and minutes of Councill therein referr'd to, as also a letter from Mr. Jennings, secretary of Virginia, of the 18th of December last ; and thereupon ordered that the said letters be minuted, and a list thereof made to be laid before the Board at the first opportunity.

The letters to be minuted, &c.

New Yorke. *Box of letters, &c., from the Lord Cornbury.*

The secretary acquainted their lordships that he had received a box of letters and papers from the Lord Cornbury, which were minuting, in order to be laid before the Board.

Bermuda. *Mr. Nodin at the Board about the behaviour of Mr. Jones, secretary, &c., of Bermuda.*

Mr. Nodin attending, and being asked what he knew concerning Mr. Jones's behaviour [*fo.* 198, 203], he acquainted their lordships that the said Jones had, since his return to Bermuda, been far more insolent to Colonel Bennet than before, and that he the said Jones had publickly declared he did not doubt of being protected by the interest of his friends in England. Mr. Nodin added that Dr. Lane (who had a design to appear in favour of Jones) [*fo.* 203], when he heard from Serjeant Bennet what a character the said Jones had in the island, he declared he was sorry to hear it, and would therefore give himself no further trouble about him : whereupon their lordships resolved to take again into consideration the letters and papers transmitted from the Governor, Councill and Assembly, as well as those from Jones to this Board, relating to the complaints on both sides, and report the same to her Majesty.

Barbados. *Order of Lords Committees for several papers relating to complaints against the Governor.*

An order from the Lords Committees of the House of Lords of the 4th instant [*fo.* 189] relating to the complaints against Sir Beville Granville, Governor of Barbados, requiring several papers to be laid before them, was read, and directions given for preparing an answer thereunto [*fo.* 201].

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February 8. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados. *Answer to order of Lords' Committees about complaints against the Governor.*

The answer to an order of the Lords' Committees of the House of Lords of the 4th instant [*fo.* 200] relating to the complaints against Sir Beville Granville, was signed, and at the same time transmitted to their lordships with the papers referr'd to therein.

Newfoundland. *Commodore Bridge about his answer to heads of inquiry.*

Commadore Bridge attending, acquainted their lordships [*fo.* 168] that his papers and answer to the heads of inquiry, sent him when he went last to Newfoundland, were lost in his return from thence when his ship was cast away, and therefore was unable to give their lordships an account of the state of the fishery and affairs of Newfoundland, but said, if the Board would please to let him have a copy of those heads of inquiry, he would draw up his answer thereto in writing, and at the same time promis'd to insert what shoud occur to his memory, and of what he had further to offer in relation to those parts, and lay the same before the Board with all convenient speed ; whereupon a copy of the said heads of inquiry was given him for his answer accordingly.

Plantations General. *Circular letters to be sent by Col. Quary.*

Colonel Quary attending, took his leave of the Board, designing to return to America by the convoy now going thither ; whereupon ordered that the letters to the Governors on the Continent (mentioned in the minutes of the 4th instant) be made up and sent to him for his conveyance of them to the respective Governors accordingly.

Newfoundland. *Letter from Mr. Secretary Hedges with answer of soldiers at Portsmouth to queries sent Sir John Gibson.*

Copy of queries and answer sent to Lieut. Moody to procure affidavits as to the truth of the complaints.

Letter from Mr. Secretary Hedges of the 4th instant [*fo.* 184, 185], inclosing the answer of the soldiers at Portsmouth to the several queries sent to Sir John Gibson, signed by the Mayor, and attested by a publick notary there, was read ; and thereupon ordered that a copy of the said queries and answer be sent to Lieutenant Moody [*fo.* 228], and that he be desired to take the affidavits of such of the soldiers lately come from Newfoundland as may be in London, before a Master in Chancery, as to the truth of what is alleged in the said paper of complaints, or to anything else that they may know, and which relates to Captain Lloyd.

Trade. *Reference from Mr. Secretary Hedges upon petition of Geneva merchants about hardships sustain'd from the Imperial Court. Answer.*

Reference from Mr. Secretary Hedges of the 29th of the last month, upon the petition of several merchants and factors trading to Geneva [*fo.* 289, 290], complaining of grievances which they meet with from the Imperial Court in that trade, and praying a redress thereof, was read ; and an answer thereunto to Mr. Secretary Hedges was drawn up and signed.

Bermuda. *Letter to Dr. Lane to attend if he have anything to offer in behalf of Jones.*

Ordered that a letter be writ to Dr. Lane [*fo.* 200, 210], to acquaint him that their lordships having before them the papers lately transmitted from Bermuda relating to the differences between the Governor and Mr. Jones, secretary and provost marshall of that island, they desire to speak with him on Monday next in the morning, if he have anything to offer in behalf of the said Jones, and that he bring with him any other persons as may be concerned for him.

Newfoundland. *Report.*

Their lordships again took into consideration the report to her Majesty relating to Newfoundland [*fo.* 198, 213], and made a further progress therein.

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February 11. Present :—Lord Dartmouth, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

New York.
Letters and papers from Lord Cornbury.

Several letters and papers from the Lord Cornbury being lately received, were laid before the Board [*fo.* 268]; and their lordships resolved to take the same into consideration the first opportunity.

The list of the said letters and papers is as follows :—

Letter relating Mr. Byerly Collector and Receiver General.

Letter from the Lord Cornbury to the Board, complaining of Mr. Byerly, Collector and Receiver General of New Yorke [*fo.* 267], for countenancing illegal trade, for which he has suspended him, and put Mr. Fauconier into his room, who he desires may be confirmed in that imployment, dated the 13th July, 1705.

Papers therein referr'd to.

Certificate of the Collector of New Yorke of his having granted store at the request of Captain Cholwell in the ship *Catherine* for one caske of cacoa bound to Surinam.

Naval officers' certificate about the sloop *Mary* of New York's unlading her goods, she being leaky, untill she could refit and take the same goods on board again.

Letter of 20th Nov.

Letter from the Lord Cornbury to the Board, dated the 20th November, 1705.

Papers therein refer'd to.

Draught of a surrender from the proprietors of East and West New Jersey of their pretended right of government to King William.

The Assembly's answer to the Councill's reasons against some clauses in a Bill for raising a summe for defence of the Province.

The Assembly's answer to the Councill's message relating to the amendments to the Bill &c. for raising a summe for the defence of the Province.

The Councill's reasons against some clauses in a Bill for raising a summe sufficient to answer the charge of Fuziliers and out scouts for the defence of the Province.

The Councill's amendments to the Bill for raising a summe &c. for the defence of the Province.

The Governor's speech to the Assembly relating to some vessells fitted out in searching a privateer—To the Acts of Parliament lately sent him—To raising a fund for stores—and to a clause of a letter from the Commissioners of Trade.

The Governor's speech to the Assembly recommending to them the defence of the Province, and that they will think of a Bill for raising money to that end.

The Governor's speech to the Assembly upon their delaying to provide for the defence of the Province, when he prorogued them till May, 1706.

Minutes of the Assembly of New Yorke from the 19th September, 1705, to the 13th of October following.

A Bill for the raising a summe sufficient to answer the charge of Fuziliers and out scouts for the defence of the frontiers &c.

Journal of the General Assembly from the 7th of June, 1705, to the 4th of August following.

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An Act for continuing an Act for the laying out, regulating, clearing and preserving publick common highways throughout this Colony.

An Act for the better explaining and more effectual putting in execution an Act of General Assembly, entituled an Act for settling a ministry and raising a maintenance for them in the City of New Yorke, County of Richmond, West Chester and Queen's County.

An Act for defraying the common and necessary charge in the Mannor of Ranslaerswick in the County of Albany.

An Act to inable William Bradford of the City of New Yorke, printer, to sell and dispose of the real estate of John Dewdsbury, late of Oyster Bay in Queen's County within this Colony, deceased, for the payment of debts.

An Act to inable the Justices of the Peace for the City and County of Albany to raise the summe of 100*l.* for the repairing or rebuilding of a common gaol and city and county hall, over and above the summe of 400*l.* they were inabled to raise by an Act of the General Assembly made in the 2nd year of her Majesty's reign, entituled An Act to inable the Justices of the Peace for the City and County of Albany to repair or to rebuild a common goal, city and county hall for the said city and county, and to pay the arrears of their publick charge.

An Act for allowance to the burgess of the borough of West Chester.

An Act for reviving and continuing an Act entituled an Act for regulating slaves.

A Bill for inforcing and continuing the Act for a post office in this province of New Yorke for three years from the month of October, which was in the year 1704.

An Act for the preservation of deer.

An Act to prevent the running away of negro slaves out of the City and County of Albany to the French at Canada.

Connecticut. Rhode Island. *Letter from Lord Cornbury relating to the Governments of Connecticut and Rhode Island.*

A letter from the Lord Cornbury to the Board relating to Rhode Island and Connecticut [*fo.* 180, 182, 270], dated 26th of November, 1705.

Copies of proceedings of the General Court with affidavits and certificates relating to the case of Edward Palms &c.

The deposition of Michael Hicks relating to the government of Rhode Island.

Deposition of Richard Sacket relating to his suit against Caleb Beek in Connecticut, and to deserters harbour'd there &c.

Copies of several papers under the seal of Connecticut relating to the case of Edward Palmes &c.

Copy of the judgement of the General Court of Connecticut in the case of Major Edward Palmes &c., under the seal of the Colony, with several papers annexed. The complaints of the inhabitants of New London.

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Examinations of Edward Palmes on oath relating to the Colony of Connecticut's sheltering malefactors and trying murders, felonies &c., without lawfull authority.

Affidavit of Mr. Auboyneau relating to his suit against Robert Lord, with copies of the proceedings &c.

Deposition of Richard Sacket relating to some expressions of the Sheriffe of New London and others about the Charter of Connecticut.

Captain Mathews's deposition relating to the protection given to deserters in Connecticut.

Deposition of Robert Orchard relating to Rhode Island.

Acts of Connecticut printed in 1702.

New Jersey. *Letter from Lord Cornbury.*

Letter from the Lord Cornbury to the Board, dated the 27th of November, 1705 [*fo.* 272].

Minutes of Assembly.

Minutes of Assembly from the 15th of October, 1705, to the 8th November following.

Virginia. *Memorial from Mr. Corbin in behalf of Col. Jennings about his putting clerks into County Courts.*

Mr. Corbin presented to their lordships a memorial in the name of Colonel Jennings, secretary of Virginia, relating to his putting in clerks into the several County Courts, which was read, and their lordships resolved [*fo.* 211] to take the same into consideration to-morrow morning.

Bermuda. *Bradshaw to attend about Jones.*

Ordered that Mr. Bradshaw have notice to attend the Board on Wednesday morning next [*fo.* 203, 214], in case he have anything to offer in relation to Mr. Jones, secretary and provost marshall of Bermuda.

February 12. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Virginia. *Mr. Corbin's memorial under consideration.*

Their lordships. taking again into consideration Mr. Corbin's memorial in behalf of Colonel Jennings [*fo.* 210, 216], which was read yesterday, part of the minutes of the Councill of Virginia of the 27th November last upon the same subject were read ; and thereupon ordered that Colonel Blakiston be desired to attend their lordships to-morrow morning [*fo.* 213].

Col. Blakiston to attend thereupon.

Proprieties. *Copy of Order of Councill on representation about misfeasances of Propriety Governments.*

Copy of an Order of Councill of the 7th instant, upon a representation of this Board of the 10th of the last month [*fo.* 165], relating to the misfeasances of the Proprietary and Charter Governments &c., directing that the said representation be sent to Mr. Secretary Hedges for her Majesty's further pleasure therein, was read.

Rhode Island. *Order of Councill on petition of Thomas Newton relating to Hogg Island.*

An Order of Councill of the 20th of December last [*fo.* 214], referring to this Board the petition of Thomas Newton, relating to his being kept out of possession of Hogg Island by the inhabitants of Rhode Island, and praying for a tryal in the next adjacent province, was read.

Barbados. *Copy of Order of Councill upon petition and appeal of Mr. Lillington.*

The copy of an Order of Councill of the 18th of the last month [*fo.* 147 ; N. *fo.* 171] upon the petition and appeal of Mr. Lillington, late member of the Councill of Barbados, praying to be relieved against several irregular proceedings of a Court of Oyer and Terminer there against him, and that the 2,000*l.* fine may be restored to him, and also directing the Governor to send his answer

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to the said petition and appeal &c. to her Majesty for her final determination thereon &c., was read.

Copy of Order of Councill for repayment of the said Lillington's fine of 2,000l.

The copy of an Order of Councill of the 18th of the last month, upon the petition of the said Mr. Lillington [*fo.* 147], directing that the fine of 2,000*l.* lately imposed on him there by a Court of Oyer and Terminer be repayed him, to remain in his hands till her Majesty's determination upon his appeal, was read.

New York.
Letter from Mr. Lowndes inclosing one from Mr. Caleb Heathcote to the Lord Treasurer about Naval stores.

A letter from Mr. Lowndes to the secretary, dated the 4th instant [*fo.* 216], inclosing a letter from Mr. Caleb Heathcote of New Yorke to the Lord High Treasurer, relating to naval stores, was read.

Letter from Mr. Lowndes for the Board's opinion on Mr. Byerly's petition.

A letter from Mr. Lowndes to the secretary, dated the 8th instant [*fo.* 216], signifying my Lord High Treasurer's desire to have the Board's opinion upon a petition of Mr. Byerly, collector and receiver of New Yorke, to his lordship, relating to her Majesty's thirds of seizures at New Yorke, was read.

Newfoundland.
Two memorials from Mr. Roop relating to the soldiers and the government of that place in winter.

Two memorials from Mr. Roop relating to the soldiers that went last to Newfoundland, giving his opinion that 30 men may be sent over yearly thither to fill up vacancies that may happen by death or sickness, and relating also to the governing of that place in winter, were read.

Draught of Report.

Then their lordships took again into consideration the draught of a report relating to Newfoundland [*fo.* 203, 215], and made a further progress therein.

February 13. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr Pollexfen, Mr. Prior.

Virginia.
Col. Blakiston at the Board about Mr. Corbin's memorial in behalf of Col. Jennings.

Colonel Blakiston attending, according to order [*fo.* 211, 216], the memorial of Mr. Corbin in behalf of Colonel Jennings was communicated to him, and part of the minutes of the Councill of Virginia of 27th November last upon that subject were again read ; whereupon he acquainted their lordships that he had no instructions in this affair.

Letter to Mr. Corbin for copy of Col. Jennings's commission to be secretary of Virginia.

Ordered that the secretary write to Mr. Corbin, to desire him to procure a copy of Colonel Jennings's commission for secretary of Virginia.

Bermuda.
Mr. Bradshaw in behalf of Jones.

Mr. Bradshaw attending [*fo.* 210], and being asked if he had anything to offer in behalf of Mr. Jones, secretary and provost marshall of Bermuda, against whom the Lieutenant Governor had transmitted fresh complaints, he answered that he was ready to reply to such complaints as their lordships should please to communicate to him ; whereupon ordered that the Bermuda papers be laid before the Board [*fo.* 219], that copies or extracts of complaints therein against Mr. Jones, since his last arrival in Bermuda, may be made and delivered to Mr. Bradshaw for his answer.

Rhode Island.
Order of Council on petition of Mr. Newton about Hogg Island further considered.

The Order of Councill of the 20th of December last [*fo.* 211], upon the petition of Thomas Newton relating to Hogg Island, and mentioned in yesterday's minutes, being now taken into further consideration, their lordships agreed to advise such as shall appear in the petitioner's behalf the first time they shall come to the Board,

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that not knowing of any neighbouring colony to Rhode Island that is likely to be impartial, it will be proper for the petitioner to sue for a tryall in Rhode Island, and that, in case he be not satisfied with the judgment given thereupon, he do appeal to her Majesty in Councill, or upon refusal of such tryall to make complaint thereof to her Majesty, and bring good proof of such denyal.

Newfoundland. *Report.*

Then their lordships proceeding in the Newfoundland report [*fo.* 213, *vide infra*], made a further progress therein, and resolved to write to Mr. Secretary Hedges [*fo.* 227] relating to the Commission to be given this year to the Commodore of the Newfoundland convoy and to arms to be distributed among the inhabitants there.

Letter to Mr. Secretary Hedges about commission for Commadore.

Trade. *Copy of Duke of Anjou's declaration about trade by neutral ships.*

Mr. Blathwayt communicated to the Board the copy of the Duke of Anjou's declaration [*fo.* 85] relating to trade in Spain by neutral ships.

New York. *Mr. Bridger to attend.*

Ordered that Mr. Bridger have notice to attend their lordships to-morrow morning [*fo.* 216].

February 14. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Newfoundland. *Report.*

A representation relating to Newfoundland [*vide supra*, and *fo.* 222, 228], as mention'd in yesterday's minutes, was signed.

New York. *Letter from Mr. Heathcote about naval stores.*

Their lordships took into consideration the letter from Mr. Caleb Heathcote to the Lord Treasurer [*fo.* 212], relating to the production of naval stores at New Yorke, referr'd to this Board in a letter from Mr. Lowndes, and mentioned in the minutes of the 12th instant [*fo.* 215], and Mr. Bridger attending at the same time, a copy of the said letter was communicated to him ; whereupon he promised [*fo.* 217] to bring their lordships in writing on Monday next his observations thereupon.

Copy thereof delivered Mr. Bridger for his observations.

Mr. Byerly to attend in relation to his petition.

Upon consideration of Mr. Byerly's petition [*fo.* 212, 218], referr'd to this Board by Mr. Lowndes's letter of the 8th instant, and mentioned also in the minutes of the 12th ; Ordered that Mr. Byerly have notice to attend their lordships on Monday next.

Virginia. *Mr. Corbin with copy of Col. Jennings's patent for secretary of Virginia.*

Mr. Corbin attending, presented to their lordships [*fo.* 211, 213] the copy of Mr. Jennings's patent to be secretary of Virginia, which was read, and Mr. Corbin thereupon directed to attend again on Monday morning next [*fo.* 217], and further ordered that Colonel Nicholson have notice to attend at the same time.

February 18. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Virginia. *Mr. Corbin about his memorial concerning Col. Jennings.*

Mr. Corbin attending [*fo.* 216], acquainted their lordships that Colonel Nicholson being sick, he could not attend the Board about the business of Colonel Jennings as directed ; and therefore he prayed their lordships to proceed upon the memorial concerning Mr. Jennings, presented to the Board the 11th instant ; whereupon their lordships agreed to write to Colonel Nott, that it was their opinion that the nomination of all the clarks of the County Courts of Virginia was in the Secretary only, and that the Councill there ought not to intermeddle therein except in cases of misdemeanors.

Letter to be writ to Col. Nott on that subject.

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New Yorke. *Mr. Bridger's observations on Mr. Caleb Heathcote's letter about naval stores.*

New England. *Wool cards exporting thither.*

Mr. Bridger attending [*fo.* 216], presented to their lordships his observations upon Mr. Caleb Heathcote's letter relating to naval stores, mentioned in the minutes of the last meeting, which was read, and their lordships resolved [*fo.* 220] to take the same into consideration to-morrow morning. Mr. Bridger then acquainted their lordships that there were great quantities of wooll cards and other materials for manufacturing of wooll getting ready to be sent to New England [*fo* 262], and promised in a little time to give their lordships a further account thereof in writing.

New Yorke. *Mr. Byerly about his petition.*

Mr. Byerly attending [*fo.* 216], and his petition to the Lord Treasurer, mentioned in the minutes of the last meeting, being read, several questions were asked him thereupon; he said that the charges in prosecutions upon seizures were very great, which formerly used to be defrayed out of the produce of the whole seizures before any division made thereof, but that the Lord Cornbury had lately made an Order in Councill that the said charges should be paid out of her Majesty's thirds of the said seizures; whereupon ordered [*fo.* 220] that the secretary write to Mr. Lowndes, offering the opinion of this Board that there ought to be no more than one-third of the charges deducted out of her Majesty's third of the produce of seizures, and that the remainder of the charges ought to be born proportionably by the other parties concerned.

Letter to Mr. Lowndes with opinion of the Board thereupon.

February 19. Present:—Mr Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr Pollexfen, Mr Prior.

Proprieties. *Letter from Mr. Secretary Hedges about draught of a Bill for uniting the Charter Governments to the Crown. Answer.*

A letter from Mr Secretary Hedges, dated yesterday, inclosing the draught of a Bill relating to the Proprietary and Charter Governments in America, for such alterations and observations thereupon as their lordships shall think proper, was read; whereupon their lordships took the said draught of a Bill into consideration, and signed a letter returning the same to Mr Secretary with some alterations accordingly.

Bermuda. *Copy of heads of complaints against Jones given Mr. Bradshaw for answer.*

Several heads of complaints against Mr. Jones, secretary and provost marshall of Bermuda [*fo.* 214, 227], having been collected according to the minutes of the 13th instant, were laid before the Board, and a copy thereof ordered to be delivered to Mr. Bradshaw, who appears in behalf of the said Jones, for his answer thereunto.

February 20. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

New York. *Answer to Mr. Lowndes' letter upon Mr. Byerly's petition to be prepared.*

As likewise to that upon Mr. Caleb Heathcote's letter about production of naval stores.

Mr. Lowndes's letter with Mr. Byerly's petition relating to her Majesty's thirds of seizures in New Yorke (mentioned in the minutes of the 14th instant) being again read [*fo.* 218], their lordships gave directions to the secretary for answering the same.

Another letter from Mr. Lowndes [*fo.* 217], with one enclosed from Mr. Caleb Heathcote of New Yorke to the Lord Treasurer, relating to the producing naval stores in that province (mentioned also in the minutes of the 12th instant), being again read, their lordships gave directions [*fo.* 224] for preparing an answer thereunto.

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Trade.
Mr. Burridge with a memorial from merchants of Exeter about the Emperor's prohibition of serges, &c.

Mr. Robert Burridge (a member of Parliament) attending, presented to the Board a memorial from several merchants of Exeter and parts adjacent, complaining that the Emperor did, three or four years ago, prohibit the importing into Austria and the country Inn any perpetuanas or serges, and that he is now going to prohibit also the importation of other whites and mixt serges into those parts, and praying their lordships' consideration thereof, that such measures may be taken as may be proper for redressing the said gievance (*sic*), was read; whereupon their lordships agreed to pray Mr. Secretary Harley to move her Majesty [*fo.* 224, 289, 290] that a copy thereof be sent to Mr. Stepney at Vienna, with orders to make application to the Imperial Court for redress of that grievance, as also another copy to the Emperor's Envoy Extraordinary and Commissary of Commerce, desiring their interposition with the Emperor that the said prohibition may be revoked, and that no such restraint be put upon the English manufactures and the trade of this kingdom.

Miscellanies.
Accounts of petty expences.

The secretary laid before the Board his account of petty expences amounting to 18*l.* 10*s.* 9*d.*

The Stationer's bill amounting to 18*l.* 16*s.* 0*d.*

The Post officer's bill amounting to 71*l.* 1*s.* 1*d.*

being all for one quarter of a year from Michaelmas, 1705, to Christmas following, amounting in the whole to one hundred and eighty pounds seven shillings and ten pence; whereupon a letter to the Lord High Treasurer, desiring his lordship's directions for payment of the said accounts, was signed.

Letter to Lord Treasurer therewith.

February 21. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

Newfoundland.
Representation about fishing admirals' sending home journals, &c.

A representation for inforcing the execution of a clause in the Act of Parliament past in 1699 for incouraging the trade to Newfoundland, directing the fishing admirals to keep journals of all transactions relating to the fishery, and to transmit the same to her Majesty's Privy Councill, was drawn up and signed.

Commons' address to her Majesty.

Copy of the address of the House of Commons to her Majesty, relating to the trade and fishery of Newfoundland, was read.

New England. Connecticut.
Sir H. Ashhurst for copies of papers.

Sir Henry Ashhurst attending, presented to the Board a memorial praying for copies of some papers sent from Colonel Dudley relating to Connecticut [*fo.* 180. 196, 223], which was read, and their lordships promised to give him an answer thereto to-morrow morning.

Rhode Island.
Mr. Wharton to attend.

Ordered that a letter be writ to Mr. Wharton [*fo.* 195, 224], to attend the Board to-morrow morning.

February 22. Present:—Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

New England. Connecticut.
Sir H. Ashhurst's memorial.

The memorial from Sir Henry Ashhurst [*fo.* 222, 226], mentioned in the last minutes, was again read, whereupon their lordships agreed to desire Sir Henry Ashhurst, the first time he shall come to the office, to shew their lordships the powers he has to act as agent of the colony of Connecticut. And their lordships further agree to demand the same thing of all persons that shall appear as agents for any of the Plantations.

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Trade. Virginia.
Letter from Mr. Secretary Hedges referring a memorial from Col. Quary about tobacco trade.

Merchants to attend.

A letter from Mr. Secretary Hedges of this date, referring to the Board a memorial from Colonel Quary to the Lord High Treasurer, relating to the present state of the tobacco plantations and the ill management of that trade, was read; and thereupon ordered that Major Yates, of Bristoll, Mr. Clayton and Mr. Johnson, of Leverpoole, Mr. Perry, Mr. Haistwell, Mr. Corbin, Mr. Hyde and other Virginia merchants, be desired to attend the Board on Monday morning next [*fo.* 225].

Trade.
Letter to Mr. Secretary Harley with copy of Mr. Burridge's memorial about the Emperor's prohibiting serges, &c., in Austria.

A letter to Mr. Secretary Harley inclosing to him a copy of a memorial presented to their lordships by Mr. Burridge [*fo.* 221, 289, 290], relating to the Emperor's prohibition of our perpetuanas and serges in Austria and the country of Enn, as directed in the minutes of the 20th instant, was signed.

New York.
Letter to Mr. Lowndes in answer to his about Mr. Heathcote's proposal about naval stores.

A letter from the secretary to Mr. Lowndes in answer to his of the 4th instant [*fo.* 220], relating to Mr. Caleb Heathcote's proposal of providing certain quantities of naval stores at New Yorke, was agreed and ordered to be sent.

Connecticut.
Copy of proceedings of Commissioners about Mohegan Indians given to Mr. Wharton.

Mr. Wharton attending [*fo.* 222], and desiring he might have a copy of the proceedings of the Commissioners appointed by her Majesty to make inquiry into the complaints of the Mohegan Indians against the government of Connecticut; ordered that a copy be given him accordingly.

February 25. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Newfoundland.
Papers received from the House of Commons.

The secretary acquainted their lordships that he had received back from the Clerks of the House of Commons the papers which were sent to the Committee for Newfoundland the 31st of the last month [*fo.* 190], in pursuance of the order of that House of the 21st instant, together with four other papers which had been presented to the said Committee, which papers are as follows, vizt.:

The representation of several of the soldiers lately returned from Newfoundland against Captain Lloyd.

Mr. Jackson the minister's representation of the state of the garrison, the state of the trade, and the abuses committed therein

Mr. Cummings's remarks concerning Newfoundland.

Mr. Roop's proposal for security of Newfoundland during the winter season.

And thereupon ordered that the secretary of this Board give the said clerks a receipt for the said papers, as also a gratuity of three guineas for their trouble.

Trade. Virginia.
Merchants about Col. Quary's memorial about tobacco trade.

Mr. Clayton, Mr. Johnson, members of Parliament for Liverpool, Colonel Nicholson, Mr. Perry, Mr. Hyde, Mr. Haistwell, Mr. Millner, and several other Virginia merchants attending [*fo.* 223], the memorial of Colonel Quary referr'd to this Board by Mr. Secretary Hedges's letter of the 22nd instant, and mentioned in the minutes of the last meeting, was read; and these gentlemen not agreeing amongst themselves about the time for the convoy's departure for Virginia and Maryland, nor whether one or two convoys a year

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should be appointed for that service: Ordered that an extract of the said memorial be sent to Mr. Clayton and Mr. Johnson, to be communicated to the town of Leverpoole [*fo.* 283]; the like extract to Colonel Yates, to be communicated to the city of Bristoll [*fo.* 282]; the like to Mr. Isaac Millner, to be communicated to the town of Whitehaven [*fo.* 260]; and the like to Colonel Blakiston, to be communicated to all the Virginia and Maryland merchants here in town [*fo.* 231], for their proposalls thereupon.

Several extracts of the said memorial to be made for the observations of the merchants of Leverpoole, B[r]istol, &c.

Mr. Clayton then presented to their lordships a petition to her Majesty from several merchants, planters and manufacturers of tobacco, relating to the manufacturing of tobacco in the dominions of the Czar of Muscovy [I. *fo.* 410], with a reference from Mr. Secretary Harley thereupon, dated the 22nd instant, which was read, and a copy thereof ordered to be sent to Mr. Haistwell and persons concerned in the trade to Muscovy [*fo.* 237], for their answer thereunto.

Trade. Virginia.
Reference from Mr. Secretary Harley upon petition of merchants, &c., about manufacturing tobacco Muscovy.

Sir Henry Ashhurst attending [*fo.* 223], an abstract of paragraph R of Colonel Dudley's letter of the 25th of July last, relating to the colony of Connecticut's not furnishing their quota of assistance to the Massachusets Bay, was delivered to him.

Connecticut.
Extract of Letter from Col. Dudley delivered to Sir H. Ashhurst.

Mr. Nodin attending [*fo.* 219], and desiring their lordships' dispatch upon the complaints exhibited against Mr. Jones, secretary and provost marshall of Bermuda, ordered that a letter be writ to Mr. Bradshaw [*fo.* 235] to hasten his answer to the heads of complaints against the said Jones delivered to him the 19th instant.

Bermuda.
Mr. Nodin about complaints against Jones.
Letter to Mr. Bradshaw to hasten his answer.

A letter to Mr. Secretary Hedges [*fo.* 215], relating to the Commadore of the Newfoundland convoy's commanding at land during his stay in those parts, and relating to arms to be sent thither, was signed.

Newfoundland.
Letter to Mr. Secretary Hedges about Commadore's commanding at land.

February 26. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Mr. James Campbell presented to their lordships a memorial containing reasons why the agent for prizes at Newfoundland ought not to be debarr'd from trading, which was read; whereupon Mr. Campbell was acquainted that the Board having already given their opinion that the said agent ought to be restrained [*fo.* 215], and her Majesty having approved thereof [*vide infra*], they did not think fit to make any alteration therein.

Newfoundland.
Memorial from Mr. James Campbell about the agent for prizes being debarr'd from trading. Answer.

The copies of four Orders of Councill of the 14th instant [*fo.* 215], upon a representation of the same date, relating to Newfoundland, approving the same and giving directions accordingly, were read.

Copies of four orders on representation relating to Newfoundland.

The copy of an Order of Councill of the 7th instant [*fo.* 172] upon a representation of the 17th of the last month upon the laws of Pennsylvania, repealing several of the said laws according to the said representation, was read.

Pennsylvania.
Copy of an Order of Council repealing several laws.

A letter from Mr. Burchet, signifying that the convoys for the New England mast ships will sail from Spithead about three weeks or a month hence, was read.

New England.
Letter from Mr. Burchet about convoys for mast ships.

A petition from Mr. Jackson, late minister at Newfoundland, desiring to be heard upon the complaints that had been made to this Board against him, was read; and thereupon ordered [*fo.* 230] that all the papers in this office relating to the said Mr. Jackson be look'd out and laid before the Board.

Newfoundland.
Petition of Mr. Jackson, late minister, to be heard upon complaints against him.

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Affidavit of soldiers against Capt. Lloyd. Copy thereof and other complaints to be sent Mr. Secretary Hedges.

An affidavit of the soldiers in town, lately arrived from Newfoundland, against Captain Lloyd [*fo.* 202, 259], in answer to the letter writ to Lieutenant Moody the 8th instant, was read ; and thereupon ordered [*fo.* 232] that a copy of the said affidavit, as also of any other complaints that have lately been brought to this office against Captain Lloyd, be sent to Mr. Secretary Hedges.

Virginia.
Letter from Col. Nott.
Extract sent to Col. Nicholson.

A letter from Colonel Nott, Governor of Virginia, dated the 24th of December last, was read ; and thereupon ordered that copy of paragraph M, relating to the seating of Blackwater Swamp, be sent to Colonel Nicholson for his opinion thereupon. The papers referr'd to in the said letter are as follows :—

Publick papers, &c.

The Auditor's account of the two shiling per hhd. &c. from 20th July, 1705, to the 25th October following.

Colonel Allen's representation to Colonel Nott relating to his place of naval officer, desiring to be continued therein.

Depositions of the seamen of the ship *Thomas and John* relating to the murder of Valentine Arrison by the master of the said ship.

Minutes of Councill of the 15th October, 1705, to the 30th November following.

Minutes of Councill in Assembly from the 23rd October, 1705, to the 30th November following.

Minutes of Assembly from the 23rd October, 1705, to the 30th November following.

February 27. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Leeward Islands.
Col. Park about stores of war.

Colonel Parke attending, acquainted their lordships that having made application to her Majesty for stores of war for the Leeward Islands, that matter had been referr'd by the Secretary of State to my Lord Treasurer, whose answer thereupon was, that the Leeward Islands had already more of the said stores sent them than their proportion of the 4½ *per cent.* could pay for ; whereupon their lordships writ a letter to the Board of Ordnance, desiring to know what stores of warr have been sent to the Leeward Islands since those sent thither from the Board of Ordnance the 27th of March, 170¾.

Letter to the Board of Ordnance.

Newfoundland.
Papers of complaint against Mr. Jackson sent for his answer.

Their lordships took into consideration several papers of complaints against Mr. Jackson, late minister at Newfoundland [*fo.* 228], and ordered the same to be copyed and sent to him for his answer [*fo.* 246]. The said papers are :

Affidavit of Michael Clark against Mr. John Jackson, chaplain to the Fort at St. John's in Newfoundland.

Letter from Mr. Spann &c. to Commadore Bridge relating to a tryal between Mr. Collin Campbell and Mr. Jackson about a house &c., and to Mr. Jackson's refusing to comply with the verdict of the Court.

February 28. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Virginia.
Col. Blakiston : convoys.

Colonel Blakiston attending [*fo.* 226], acquainted their lordships that he had been with the Virginia merchants, in pursuance of a

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letter writ him the 25th instant, but that he did not finde they were like to come to any agreement amongst themselves in relation to convoys ; however, they would in a short time give their opinions in writing [*fo.* 260] ; whereupon he was desired to quicken them, that their lordships might come to a speedy determination therein.

Virginia.
Letter from Col. Nott.
Answer.
Col. Nicholson to attend.

A letter from Colonel Nott, of the 24th of December last, was read, and directions given for preparing an answer thereto [*vide infra*], as also to another letter of the same date, read the 26th instant ; and further ordered that Colonel Nicholson have notice to attend the Board to-morrow morning.

Letter from Col. Jennings.

A letter from Colonel Jennings, secretary of Virginia, dated the 18th of December last, was read.

March 1. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

Newfoundland.
Letter to Mr. Secretary Hedges about complaints against Lloyd, and increase of provisions to be sent.

A letter to Mr. Secretary Hedges, inclosing several complaints against Captain Lloyd [*fo.* 229, 238], and proposing that, in case her Majesty be pleased to send a reinforcement to the garrison of Newfoundland, there be an increase of provisions also sent, was signed.

Virginia.
Letter to Col. Nott.

A letter to Colonel Nott, Governor of Virginia, as directed in yesterday's minutes [*vide supra*], was agreed and signed.

Pennsylvania.
Letter from Mr. Penn with one from Mr. Evans, inclosing an address.
Answer to Mr. Penn.

A letter from Mr. Penn, inclosing a letter from the Lieutenant Governor of Pennsylvania to the Board, as also an address from the traders in Pennsylvania to the said Lieutenant Governor, relating to hardships upon their exportations of tobacco, were read ; and thereupon ordered that Mr. Penn be acquainted that the matter of the said address belonging properly to the Commissioners of her Majesty's Customes, he would do well to make his application there.

March 4. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

St. Christophers.
Letter from Mr. Secretary Hedges about a counsellor.
Answer.

A letter from Mr. Secretary Hedges of the 1st instant, desiring to know if their lordships have any objections against Mr. Richard Clayton's being made a counsellor in St. Christopher's, was read ; and a letter in answer thereunto signifying that, there being at present a vacancy, the Board had no objections why her Majesty might not be pleased to constitute the said Clayton a member of that Councill, was signed.

Proprieties. Virginia.
Letter from Mr. Secretary Hedges about settling a colony of Switzers.

A letter from Mr. Secretary Hedges of the 28th of the last month, referring to the Board a petition from the Canton of Berne in Switzerland, for settling a colony of natives of Switzerland in Pennsylvania or the territories of Virginia, was read ; and Colonel Nicholson attending, and being asked his opinion thereupon, he said that there was no place upon the rivers in Virginia where they could seat themselves, except upon James River, about fourscore miles up the country. He further offered that, before the said Switzers be sent over, it would be expedient that an agent from them be sent to Virginia, to view the place and to provide necessaries for them against their arrival ; for, if they were sent

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as the French Refugees lately were, it would be two or three years before they could be able to maintain themselves, which would therefore be, during that time, a burthen to that province: whereupon their lordships gave directions [*fo.* 239] for preparing an answer to Mr. Secretary Hedges's foresaid letter.

Answer to be prepared.

Virginia.
Col. Nicholson about lands on Blackwater Swamp.

Colonel Nicholson being then asked several questions upon paragraph M of Colonel Nott's letter of the 24th of December last, relating to the taking up of lands on the south side of Blackwater Swamp, he said that, soon after his going to Virginia, the Assembly did address him for seating that part of the country, which he consented to; but finding that the lands were there taken up irregularly by natural surveys only, he had put a stop to any proceedings therein, and referr'd himself for a further account of that matter to his letter of the 22nd of October, 1703, and the papers therewith transmitted: whereupon ordered that the said papers be look'd out, to be laid before their lordships.

Papers relating thereto to be look'd out.

Bermuda.
Memorial from Mr. Bradshaw in answer to complaints against Jones.

Affidavits against the said Jones.

Mr. Bradshaw to bring copy of Mr. Jones's patent.

Mr. Bradshaw presented to their lordships a memorial in answer to the heads of complaints against Mr. Jones, Secretary and Provost Marshall of Bermuda [*fo.* 227], sent him the 25th of the last month, which was read; and Mr. Nodin, attending at the same time, presented to their lordships the affidavits of Stephen Painter, Lewis Johnstown and Nathanael Trout, relating to the irregular proceedings of the said Jones since his last arrival in Bermuda, which were also read. And Mr. Bradshaw being asked for a copy of Mr. Jones's patent [*fo.* 236], he promised to bring the same to-morrow morning, at which time their lordships resolved to proceed further in the consideration of this matter.

Three letters from Mr. Jones.

Three letters from Mr. Jones, above mentioned, to the Board, dated the 5th June, 28th July and 8th of October, 1705, together with several demands made by him and the Governor's answer thereunto, were laid before the Board and read.

March 5. Present:—Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Bermuda.
Mr. Bradshaw and Mr. Nodin about Mr. Jones's acting by deputy in his places of secretary, &c.

Copy of Mr. Jones's patent.

The Governor to appoint a deputy and Jones to commissionate him.

Mr. Jones to return to England.

Mr. Bradshaw and Mr. Nodin attending [*fo.* 235], acquainted their lordships that they had discoursed together, but could not come to any agreement in relation to Mr. Jones's acting by deputy as secretary and provost marshall of Bermuda, there being no such permission given him by his patent from King William for those places (unless in case of sickness or any other incapacity), a copy whereof Mr. Bradshaw presented to the Board, which was read; and their lordships told them that, for the putting an end to the differences between Colonel Bennet and Mr. Jones, it would be necessary the Governor should appoint a deputy to be commissionated by the said Jones during his absence, and that he the said Jones come to England to give an account of his proceedings there. And their lordships agreed then to take the same into further consideration at their next meeting [*fo.* 250].

Virginia. Trade.
Memorial from the Russia merchants in answer to the petition of the Virginia and Maryland merchants

Mr. Nathanael Gould, Mr. Haistwell and other Russia merchants attending, presented to the Board a memorial in answer to the Virginia and Maryland merchants' petition [*fo.* 226] (mentioned in the minutes of the 25th of the last month), setting forth that they neither have nor know of any persons that have indeavoured

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to ingross the tobacco trade and carry on the manufacture of it there, and that they had no other aim or design than to dispose of their tobacco now in Russia before it perish'd, which was read. They further added that Mr. Whitworth, her Majesty's Envoy at Moscow, was treating with the Czar in their behalf, either to refund to them the customes which they had paid him on this tobacco, or that he would take the said tobacco off their hands. Their lordships thereupon ordered [*fo.* 244] that the Virginia and Maryland merchants be summon'd to attend the Board on Tuesday next, and that Mr. Gould and the other gentlemen attend at the same time.

about tobacco trade at Moscow.

Merchants to be summon'd.

Newfoundland.

The Board being sent for to the Committee of the Privy Councill, they were amongst other things asked what did chiefly induce them to propose the augmenting the number of soldiers at Newfoundland. To which was answered that it was the invasion of the French the last year of our several harbours in Newfoundland, and the apprehensions there are of their attacking again the forts at St. John's, as they then did to the great indangering of the place, which might be to the utter ruine of the whole fishery ; whereupon the Board were directed [*vide infra*] to take an account of all things necessary to be prepared for receiving the additional number of men, if her Majesty shall think fit to send them. And whereas the Board had transmitted the 1st instant to Mr. Secretary Hedges [*fo.* 232, 245] several papers of complaints against Captain Lloyd, they are now directed to examin the said papers, and to hear any persons concerning the same.

The Board sent for to a Committee of Councill about augmenting the number of soldiers and necessaries for them.

Papers against Lloyd to be examined and persons heard.

March 6. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Newfoundland.

Their lordships taking into consideration the business of Newfoundland [*vide supra*], referr'd to them by a Committee of the Privy Councill, as mention'd in the last minutes, made a progress therein, and ordered [*fo.* 239] that Colonel Richards and Lieutenant Moody have notice to attend the Board to-morrow at 10 a'clock in the morning.

Augmentation of soldiers under consideration. Col. Richards and Lieutenant Moody to attend.

Proprieties. Virginia.

Their lordships took into consideration the draught of a letter to Mr. Secretary Hedges [*fo.* 234, 246], relating to the settling of a colony of Switzers in America, and made a progress therein.

Settling a colony of Switzers under consideration.

March 7. Present :—Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Newfoundland.

Colonel Richards, late engineer and captain of the garrison at Newfoundland, attending [*fo.* 238, 241], and being asked several questions in relation to the forts at St. John's in Newfoundland, he said that the present garrison there was not sufficient to defend the place, because part of that garrison must always be at the north and the south batteries, and that he thought two hundred men the least number necessary for the defence of St. John's against a regular attack of the enemy, especially considering that the French have allways 150 soldiers in pay at Placentia, besides their Canadians and Indians, which they can call to their assistance at a short warning ; that Fort William is large enough to contain

Col. Richards about additional number of men, &c.

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above 200 soldiers; that there are barracks enough at present to lodge the said 200 soldiers, that is so many of them as shall remain there, because of the detachments to be made to the batteries as above said; that there is room for building more barracks if need were; that the barracks at present hold twelve soldiers each, and may very easily be made to contain twenty; that there are barracks at the south battery for twenty soldiers, and room enough to contain sixty. He added that it was absolutely necessary, in his opinion, for the security and good management of the fishery, and for the preventing of abuses and irregularities which may be committed by the captain of the garrison there, that the Commadore of the Newfoundland convoy be constituted by her Majesty's commission Commander-in-Chief of the forts and soldiers there, during his stay in those parts, as has been done of late years, and that even while he was captain and commander of the fort, he looked upon this constitution as safe for him and usefull for the publick.

Carolina.
A gentleman from the Lord Granville to look over Acts about vestries and ministers to be inducted.

A gentleman from the Lord Granville attending and desiring leave to inspect the Virginia and Maryland laws, in order to prepare himself for a hearing that is to be on Saturday next before the House of Lords upon two Acts past in Carolina, leave was given him accordingly; and then desiring copies of two Acts past in Virginia in March, 166½, entituled *Vestries appointed* and *Ministers to be inducted*, copies of the said Acts were given him.

March 11. Present:—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Newfoundland.
Col. Richards about forts, additional number of men and other necessaries.

Colonel Richards attending, and being again asked several questions in relation to the forts at St. John's in Newfoundland and to the additional number of soldiers proposed to be sent thither [*fo.* 239, 256], he said that though there were barracks enough in the fort and south battery to contain 200 men, yet there would want boards from England to build lodgings for the officers that shall go with the said additional men, and for enlarging the store houses, as also bricks for building the chimneys of the said lodgings, which may be sent as ballast in the sack ships. He said that there would also want beds and surtouts in case they go well cloathed for the said additional men, as also about 20 watch coats; that there ought to be about 30 men always at the south battery, but that he thought was fit to be left to the discretion of the Commander-in-Chief; that it would be cheaper and better for the garrison if coals were sent them from England than that they should be left to provide their own wood, which by reason of the distance is laborious and difficult to be got. He added that it was necessary that the cask in which the provisions for the soldiers were pack'd up, be very strong and tight.

Lieut. Moody on the like subjects.

Lieutenant Moody attending at the same time, confirmed all that Colonel Richards had said at this and the last meeting, and only added that the barracks are built in two sides of the fort; that the soldiers now there take up but one of the said sides, the other being filled with lumber; and he proposed that one of the officers of the garrison be appointed to deliver out the provisions

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to the soldiers, with an additional allowance of 12*d.* a day out of the contingent charges.

Letter to Mr. Secretary Hedges thereon.

Their lordships then took into consideration the draught of a letter to Mr. Secretary Hedges [*fo.* 244] thereupon, and made a progress therein.

March 12. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Newfoundland.
Map of Placentia.
Moody.
Account of officers.

Lieutenant Moody attending, presented to their lordships a draught of the harbour and fortifications at Placentia in Newfoundland, and being asked what officers there were at present in Newfoundland, he said that there was Major Lloyd, Mr. Latham, captain, and two lieutenants, and one of them, vizt., Thomas Philips, not above 14 years old.

Memorial from Mr. Thurston about necessaries for additional men.

A memorial from Mr. Thurston, agent for the garrison of Newfoundland, with the particulars of necessaries wanting, in pay, cloathing and provisions for the additional soldiers proposed to be sent to Newfoundland, was read.

Newfoundland.
Letter to Mr. Secretary Hedges about additional men.

A letter to Mr. Secretary Hedges [*fo.* 243], relating to the sending additional men to Newfoundland, was agreed and signed.

Trade.
Virginia.
Merchants about tobacco trade in Russia.

Mr. Perry, Mr. Hyde, with other Virginia and Maryland merchants [*fo.* 237], as also Mr. Gold, Mr. Haistwell, and other the first contractors with the Czar of Muscovy attending, the petition of the Virginia merchants, praying that the tobacco trade to Muscovy may be laid open (mentioned in the minutes of the 25th of the last month), as also the answer of the said contractors thereunto (mentioned in the minutes of the 5th instant), were read. And the Virginia merchants being asked what proofs they had for the allegations in their petition, they said that they had no proofs, but that they had heard that the said contractors had sold all their tobacco at Moscow, and were about sending more over, and therefore their desire was that her Majesty would please to direct Mr. Whitworth, her Envoy to his Czarish Majesty, to make application to the Czar that that trade be inlarged and open to all her Majesty's subjects. Unto which the contractors replyed that they had not received any advice of their tobacco's being all sold, nor did they believe it was, and, if any applications were made to the Czar by Mr. Whitworth for opening the said trade before the tobacco they have there be sold, it would infallibly prevent the vending thereof, and that, having already been very great losers by that trade, they hoped the Board would not offer to her Majesty what might be so prejudicial to them, and that they had no objections to the opening the said trade, so soon as their tobacco should be disposed of. Whereupon the Virginia merchants offered that, in case the trade might be opened immediately, they would ingage to take off all the tobacco the contractors have at Moscow, that shall be sound and merchantable, at the same price it was imported thither. But both sides agreeing that in a month or five weeks' time they might have more certain accounts of the disposal of that tobacco [*fo.* 272], they agreed to attend their lordships again this day month.

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Newfoundland.
Mr. Merret summon'd.
Complaints against Lloyd.

Ordered that a letter be writ to Mr. Merret to acquaint him that the Board having before them some complaints against Captain Lloyd [*fo.* 238, 247, 248] are desirous to speak with him on Thursday morning next.

March 13. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

Newfoundland.
Prisoners taken by the French.
Mr. Roop to give account of them.

The Commissioners for exchange of prisoners having sent to desire the names of such English men as were taken prisoners by the French at Newfoundland, and the places where they are at present; ordered [*fo.* 247] that Mr. Roop be desired to give the Board an account thereof to-morrow morning.

Proprieties. Virginia.
Letter to Mr. Secretary Hedges about settlement of Switzers, &c.

A letter to Mr. Secretary Hedges, in answer to his of the 28th of the last month [*fo.* 239], relating to the settlement of a colony of Switzers in America, was signed.

Newfoundland.
Mr. Jackson.
Answer to complaints against him.

Mr. Jackson, late minister at Newfoundland, attending, and offering to their lordships his answer to the complaints against him [*fo.* 230, 250], which were ordered to be sent him the 27th of the last month, he was acquainted that it was more proper for him to apply to the Lord Bishop of London.

Letter from Mr. Secretary Hedges about declaration to be published by the Commadore.

A letter from Mr. Secretary Hedges of the 5th instant, directing the Board to prepare a declaration from her Majesty to be published by the Commadore of the convoy at Newfoundland for settling a militia there [*fo.* 248], and such instructions as shall be proper in that behalf, was read, and directions given for preparing an answer thereunto.

March 14. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

Newfoundland.
Two addresses in favour of Lloyd.

Two addresses, the one from the masters of ships in Newfoundland, and the other from the inhabitants of St. John's, to her Majesty in favour of Captain Lloyd [*fo.* 245, 248], being brought from Mr. Secretary Hedges's office, were laid before the Board; and thereupon ordered that Mr. Jackson, late minister of Newfoundland [*fo.* 250], be desired to attend the Board to-morrow morning.

Mr. Jackson summon'd.

Mr. Roop about English prisoners to be released.

Mr. Roop attending according to order [*fo.* 246], acquainted their lordships that he had not yet got all the names of the English prisoners taken in Newfoundland the last winter [*fo.* 251], but hoped to be able to lay them before their lordships to-morrow morning.

Newfoundland.
Mr. Merret about soldiers' affidavits and Mr. Jackson's memorial against Major Lloyd.

Mr. Merret attending also, according as he had been desired [*fo.* 245, 247], the affidavits of the soldiers lately arrived from Newfoundland and an extract of Mr. Jackson's memorial relating to Captain Lloyd [*fo.* 171] were communicated to him for his answer thereunto, which he promised to bring to the Board on Monday morning next.

Affidavits against Lieut. Moody.

Then he presented to their lordships thirteen affidavits of several persons at Newfoundland against Lieutenant Moody; whereupon ordered [*fo.* 251] that they be communicated to the said Moody for his answer thereunto.

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A letter to Mr. Secretary Hedges, in answer to his of the 5th instant [*fo.* 246], inclosing a declaration to be published by the Commadore at Newfoundland for settling a militia there, was signed.

Letter to Mr. Secretary Hedges with a declaration about settling a Militia.

March 15. Present :—Mr. Cecill, Mr. Blathwayt, Mr. Prior.

Barbados.

Two Acts under consideration.

Their lordships took into consideration an Act of Barbados, intituled, *An Act to keep inviolate and preserve the freedom of elections and appointing who shall be deemed Freeholders and be capable of electing or being elected Representatives, Vestrymen or to serve as Jurors to try Real Actions within this Island*, past there in August, 1697, and thereupon ordered that three clauses of the said Act, which are in folio 276 of the book of laws, be communicated to Colonel Cleland [*fo.* 252], as what their lordships think not fit to be allowed.

Their lordships also took into consideration another Act past in Barbados in November, 1701, which is in the foresaid book of laws, folio 330, intituled, *An Act to ratify, approve and confirm Letters Patent, Gifts, Grants, Bargains, Sales, Conveyances and all other Instruments of Writing relating to the Titles of the several Owners, Proprietors of the Lands and Tenements, Slaves and other Hereditaments within this Island*, and read Mr. Attorney General's Report thereupon (entred Barbados C, *folio* 450), disapproving the said Act for the reasons therein set forth ; and thereupon ordered [*fo.* 252] that Colonel Cleland have notice to attend the Board on Monday morning next.

Col. Cleland summon'd.

Bermuda.

Representation to be prepared on complaints against Mr. Jones.

Ordered that a representation be prepared upon the reference from Mr. Secretary Hedges [*fo.* 254], read the 4th of the last month, on the petition of the General Assembly of Bermuda against Mr. Jones, secretary and provost marshall of that island [*fo.* 236], pursuant to the minutes of the 5th instant.

Virginia. Trade.

Memorial from Mr. Linton about tobacco trade.

Mr. Linton presented to their lordships a memorial relating to the tobacco trade [*fo.* 252], which their lordships resolved to take into consideration at the first opportunity.

Newfoundland.

Address to Bishop of London against Mr. Jackson communicated to him, as also the addresses in favor of Capt. Lloyd.

A letter from Mr. Merret, inclosing the copy of an address to the Lord Bishop of London from several masters of ships and traders at Newfoundland against Mr. Jackson [*fo.* 246], the late minister there, which were read ; And Mr. Jackson attending, the said petition was communicated to him for his answer thereunto [*fo.* 258], as also the two addresses to her Majesty in favour of Captain Lloyd [*fo.* 247], mentioned in yesterday's minutes, for his observations thereupon [*fo.* 258].

Affidavits against Lieut. Moody delivered to him for answer.

Lieutenant Moody attending also, the affidavits mentioned in yesterday's minutes [*fo.* 248, 257] against him were delivered to him for his answer thereunto.

Memorial from Mr. Roop with the names of the English prisoners taken at Newfoundland.

Mr. Roop attending [*fo.* 247], presented to their lordships a memorial with the names of such of the English prisoners that had been taken at Newfoundland as he could learn at present, which was read, and a letter writ to the Commissioners for exchange of prisoners inclosing a copy thereof.

1705–6.
The fishermen, &c., so ignorant that they will sign any paper without knowing the contents thereof.

Their lordships having observed in several of the papers of complaints which they have received from Newfoundland, that the same persons signed both for and against the person complained of, they asked Mr. Roop what might be the meaning thereof, who said that the fishermen there were such a poor, ignorant sort of people, and most of the masters of ships little better, that they may be easily perswaded, by promises or threats, to sign anything, though they know not what it is.

March 18. Present :—Lord Dartmouth, Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Trade. Virginia.
Mr. Linton's memorial about tobacco trade.

The memorial from Mr. Linton relating to the tobacco trade [*fo.* 250, 295, &c.], mentioned in the minutes of the 15th instant, was read.

Barbados.
Col. Cleland about Acts.

Colonel Cleland attending according to appointment [*fo.* 249], their lordships acquainted him that the Act intituled, *An Act to keep inviolate and preserve the Freedom of Elections and appointing who shall be deemed Freeholders and be capable of electing or being elected Representatives, Vestrymen, or to serve as Jurors to try Real Actions within this Island* (mentioned in the foresaid minutes), did contain three clauses at the later end, beginning with the words *And if the person so*, and ending with the words *after the offence* ; which clauses were judged by the Board to contain powers undue and exorbitant in the Assembly, and therefore unfit to be confirmed by her Majesty ; for which reason it was ordered that the agents should have copies of the said clauses, to the end the Assembly might have time till their next meeting to repeal the said clauses, the rest of the Act being thought usefull for the intended purpose. And Colonel Cleland was told that, in case the said clauses were not repealed accordingly, the Board would find themselves obliged to represent to her Majesty that the whole Act be disallowed and set aside.

As to the other Act [*fo.* 249], intituled, *An Act to ratify, approve and confirm Letters Patent, Gifts, Grants, Bargains, Sales, Conveyances, and all other Instruments of Writing relating to the Titles of the several Owners, Proprietors of Lands and Tenements, Slaves and other Hereditaments within this Island ;* Colonel Cleland was informed that their lordships had consulted Mr. Attorney General therein [*fo.* 250], who had given his opinion that it was fit to be rejected ; whereupon their lordships had resolved [*fo.* 254] to present a representation to her Majesty for repealing the same the next Councill day.

March 19. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Virginia. Trade.
Letter to Mr. Advocate General about carrying tobacco, &c., in neutral ships to France.

Application having been made to the Board by several merchants trading in tobacco or other commodities of the same nature of the growth of England, and of the Plantations, that they might be allowed to dispose of such commodities to neutral ships coming into England [*fo.* 293], and the said ships permitted to carry the same to places in enmity with her Majesty, ordered that a letter be

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writ to Sir John Cook, her Majesty's Advocate General [*fo.* 294], for his opinion by what law, order or instruction the same is disallowed.

Barbados. *Representation on Act to ratify, approve, &c.*

A representation for repealing *An Act* past at Barbados in 1701, *to ratify, approve and confirm Letters Patent, Gifts, Grants, Bargains, Sales, Conveyances &c.* [*fo.* 253, 302], mentioned in yesterday's minutes, was signed.

Bermuda. *Representation on petition of the General Assembly against Mr. Jones.*

A representation upon Mr. Secretary Hedges's reference of the 23rd of November last [*fo.* 250, 310], upon the petition of the General Assembly of Bermuda against Mr. Jones, secretary and provost marshall of Bermuda, as directed in the minutes of the 5th instant, was signed.

Newfoundland. *Letter to Mr. Burchet with heads of inquiry for the Commadore.*

Their lordships took into consideration the heads of inquiries and the instructions to the Commadore of the Newfoundland convoy, and ordered a letter to be writ to Mr. Burchet, desiring him to lay the same before his Royal Highness the Lord High Admiral's Councill, and to be given the said Commadore accordingly.

Report of the Committee of House of Commons about trade of Newfoundland.

A report from the Committee of the House of Commons appointed to consider of the trade of Newfoundland, was communicated to the Board.

Nevis. *Letter from Col. Johnson about fortifications, &c.*

A letter from Colonel Johnson to the Board, relating to the forts and platforms repaired and erected by him in the Island of Nevis, dated the 15th September, 1705, was read.

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March 26. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Newfoundland. *Instructions for the Commander of the forts and for the Commadore.*

The Board being sent for to a Committee of the Privy Councill, they were directed to draw up instructions for the Commander of the forts and garrison of St. John's in Newfoundland [*fo.* 258], to permit the Commadore for the time being to supervise and inspect the state of the stores ammunition and provisions in the said fort, batteries and garrison, and the condition of the said forts and garrison, that an account may be given thereof by the Commander-in-Chief of the said convoy at his return, as also to deliver to the Commodore a muster roll of the garrison there, and to cause the said garrison to pass in muster before the said Commadore, in order to his signing the same. They were also directed to prepare instructions [*fo.* 258] to the said Commadore upon the same subject.

Col. Richards to be again discoursed with about additional men.

The Board were further directed to send for Colonel Richards [*fo.* 241, 258], to discourse with him again in relation to the number of men necessary for the defence and security of the forts and harbour of St. John's.

Lieut. Moody's petition to her Majesty.

Their lordships then also referred to the Board a petition of Lieutenant Moody [*fo.* 258] to her Majesty for their opinion thereupon ; and being returned, ordered [*vide supra* and *fo.* 258] that Colonel Richards have notice to attend the Board on Thursday morning next.

Col. Richards summon'd.

Letter to Mr. Lowndes upon a clause in the Act about Newfoundland trade.

Upon consideration of the *Act* past in 1698 *to incourage the trade to Newfoundland*, ordered that a letter be writ to Mr. Lowndes to desire him to move the Lord High Treasurer for his directions to the collectors and principal officers of the Customes in the several

1706.

ports that a clause, in folio 414, relating to those officers, taking an account of the green men sent every year to Newfoundland, be put in execution.

March 28. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Newfoundland. *Lieut. Moody's answer to affidavits against him. Abstract of both to be made.*

Lieutenant Moody attending, presented to their lordships his answer to the several affidavits against him [*fo.* 251] (communicated to him the 15th instant), as also a letter from Captain Fairborne in his favour; and thereupon ordered [*fo.* 260] that an abstract of the said affidavits and of Lieutenant Moody's defence be made and laid before the Board. He further presented to their lordships a list of the inhabitants of St. John's and Petty Harbour.

Newfoundland. *Mr. Jackson's observations on the two addresses from the inhabitants.*

Mr. Jackson, late minister of Newfoundland, attending, presented to their lordships his observations upon the two addresses [*fo.* 247, 259, 260] from the inhabitants and masters of ships in Newfoundland, in favour of Captain Lloyd, mentioned in the minutes of the 14th instant. He also presented to their lordships an answer to the address from the inhabitants in Newfoundland against him to the Bishop of London [*fo.* 250, 336; L. *fo.* 119], which their lordships resolved to take into consideration the first opportunity.

Lieut. Moody's petition to her Majesty considered.

Their lordships then took into consideration Lieutenant Moody's petition to her Majesty [*fo.* 256], mentioned in the last minutes, setting forth his services and praying that he may be provided for in the army; and resolved to return their opinion thereupon [*fo.* 267] so soon as they shall have examined the forementioned affidavits against the said Moody and his answer.

Draughts of instructions for the Commander of the garrison and to the Commadore.

The draught of the instructions to the Commander of the garrison of Newfoundland [*fo.* 256], and to the Commadore of the convoy, in pursuance of the last minutes, were laid before the Board and agreed.

Col. Richards about additional number of men.

Colonel Richards attending [*fo.* 256], according to the order in the last minutes, and being asked his further thoughts concerning the number of men necessary for the defence of the fort and batteries at St. John's in Newfoundland against the French, he said that the number requisite for the better defence of the said fort and batteries is an addition of such another company as is already there; whereupon their lordships signed a letter to Mr. Secretary Hedges, informing him of Colonel Richards's opinion herein; as also inclosing the draughts of the forementioned instructions to the Captain of the garrison and to the Commadore of the convoy.

Letter to Mr. Secretary Hedges upon Col. Richards's opinion and inclosing the above instructions.

March 29. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Newfoundland. *Memorial from Mr. Merret about affidavits of soldiers and Mr. Jackson's memorial.*

A letter from Mr. Merret, inclosing a memorial [*fo.* 228, 260], with his opinion upon the affidavits of the soldiers lately arrived from Newfoundland, as also upon a memorial of Mr. Jackson, late minister at Newfoundland [*fo.* —] against Major Lloyd, was read.

Newfoundland. *Memorial from Mr. Jackson on the two addresses from Newfoundland.*

The memorial from Mr. Jackson, mentioned in yesterday's minutes [*fo.* 258; L. *fo.* 72], upon the two addresses from Newfoundland in favour of Major Lloyd, was read.

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A letter to Mr. Secretary Hedges, with an abstract of the complaints made by the soldiers lately returned from Newfoundland against Major Lloyd [*fo.* 259], was signed.

Letter to Mr. Secretary Hedges with abstract of complaints against Lloyd.

An abstract of the affidavits against Lieutenant Moody [*fo.* 257], as also of his answer thereunto (as directed at the last meeting), was laid before the Board; and Lieutenant Moody attending at the same time, he was directed [*fo.* 265] to get a certificate from Commadore Bridge or Captain Fairborne that he was tryed and acquitted in Newfoundland by them upon the accusation of his having killed a woman there.

Abstracts of affidavits against Moody.

Moody at the Board.

A memorial from several Virginia and Maryland merchants of London, relating to convoys [*fo.* 231, 261], was laid before the Board.

Virginia. Maryland.

Memorial from several merchants about convoys.

Mr. Millner presented to their lordships a memorial from several other merchants of London, as also a memorial from the merchants of Whitehaven trading to Virginia and Maryland, relating likewise to convoys [*fo.* 226, 261], whereupon their lordships agreed to take the same into consideration so soon as they shall have received the answers which they expect from Bristoll and Leverpoole; and ordered that letters be writ to Colonel Yates of Bristoll and to Mr. Clayton and to Mr. Johnson of Leverpoole, for the said answers.

April 1. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

The memorial from the merchants of London, as also from the merchants of Whitehaven trading to Virginia and Maryland [*fo.* 260], mentioned in the last minutes, were read.

Virginia. Maryland.

Memorial from merchants about tobacco trade.

A letter from Mr. Secretary Hedges of the 21st of the last month, referring to the Board a petition of Peregrine Brown, praying that the *Olive Tree* galley, bound for Guinea and from thence to Maryland, may have leave to return from Maryland without convoy, in case there be none there when that ship shall be laden, was read; whereupon their lordships agreed to postpone the consideration thereof till they should make their general report in relation to the Virginia and Maryland convoys, and the permitting or hindering vessells to sail without convoy from thence, which they shall be ready to do so soon as they shall have received the answer they expect from the western ports.

Maryland.

Letter from Mr. Secretary Hedges about Olive Tree *gally's being permitted to return thence without convoy.*

Consideration thereof deferr'd till the general report be made.

A letter from Mr. Bridger, giving an account of great quantities of wooll cards and wooll combes shipt off for New England [*fo.* 218], was read; and their lordships taking into consideration the prejudice and evill consequence that the setting up of woollen manufactures in those parts would be to the trade of England, ordered that a letter be writ to Mr. Attorney General [*fo.* 356] to desire to know whether there be any law whereby any such exportations may be prevented.

New England.

Letter from Mr. Bridger about wooll cards, &c., being shipt for New England.

Letter to Mr. Attorney General thereupon.

A letter from Colonel Handasyd, Governor of Jamaica, dated the 20th of November last, was read, and the papers therein referr'd to laid before the Board, and are as followeth, vizt.:

Jamaica.

Letter from Col. Handasyd.

Minutes of Councill in Jamaica from the 2nd of Aprill, 1705, to the 17th of November following.

Papers therein referr'd to.

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Minutes of Councill in Assembly held in Jamaica from the 10th of July, 1705, to the 30th of October following.
Minutes of Assembly from the 10th of August, 1705, to the 30th of October following.
An Act to provide an additional subsistence for her Majesty's officers and soldiers, and for other uses, past the 30th of October, 1705.
Several Acts past at an Assembly held in Jamaica in July and August, 1705.

Extract of the said letter about soldiers hardships sent to Capt. Gardner. Sir G. Heathcote and Sir B. Gracedieu to attend.

Whereupon ordered that paragraph E, of the foresaid letter relating to the hardships his regiment suffers there, be sent to Captain Gardner (his agent) [*fo.* 298] for his answer thereunto ; and further ordered [*fo.* 264, 284] that Sir Gilbert Heathcote and Sir Bartholomew Gracedieu be acquainted that their lordships desire to speak with them on Fryday morning next thereupon.

April 2. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Jamaica.
Act about soldiers subsistence under consideration. As also Minutes of Councill in Assembly.

Their lordships took into consideration the Act, mentioned in yesterday's minutes, intituled, *An Act to provide an additional subsistence for her Majesty's Officers and Soldiers and for other uses*, past at Jamaica the 30th of October, 1705, as also the minutes of Councill in Assembly, from the 10th of July, 1705, to the 30th of October following, and went through the same ; whereupon their lordships made several observations on the said Act and minutes [*fo.* 263, 284]. in order to communicate the same to Sir Gilbert Heathcote and Sir Bartholomew Gracedieu, when they shall be at the Board on Fryday next, and reporting to her Majesty thereupon.

Col. Handasyd to return half yearly accounts of stores, and the other Governors who have omitted to do it.

And further ordered that in the next letter from the Board to Colonel Handasyd, Governor of Jamaica, he be directed to return an account half-yearly of stores there, in pursuance of an instruction from her Majesty, dated the 22nd February, 170$\frac{4}{5}$, and that the other Governors who have omitted to send the said accounts be desired, in the next letters writ to them, to transmit the same accordingly, and a copy of the said instruction to be sent to all the said Governors.

Letter to Board of Ordnance with extract of the foregoing Minutes about stores of war wanting.

Ordered also that a letter be prepared [*fo.* 267] to transmit to the officers of her Majesty's Ordnance an extract of the foregoing minutes relating to stores and ammunitions of war wanting in Jamaica, for their information.

Leeward Islands.
Mr. Baron with Order of Councill about his ship and goods condemn'd by Col. Codrington.

Mr. Samuel Baron, merchant, attending [*fo.* 267], presented to the Board an Order of Councill upon the report of Mr. Attorney General and Mr. Advocate General to her Majesty on his petition, praying that an instruction may be given to the present Governor of the Leeward Islands to take care that the said Baron be restored to his ship and goods formerly condemned by Colonel Codrington there, or value thereof, which was read ; and the said Baron praying that the Board would deliver the said order to Colonel Parke, with his other dispatches, for his complying therewith, their lordships promised him to do the same accordingly.

Newfoundland.
Certificates in favour of Lieut. Moody.

Lieutenant Moody attending, presented to the Board the certificate of Timothy Bridge, late Commadore at Newfoundland,

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[*fo.* 260], and also the certificate of Captain William Fairborne, relating to the complaint against the said Moody, for whipping one Christian, a servant maid to Mr. Jackson, late minister of. Newfoundland, to death ; setting forth that the said complaint is frivolous and malicious, was read ; whereupon ordered [*fo.* 267] that a letter to Mr. Secretary Hedges be prepared thereupon.

April 3. Present :—Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Nevis.
Col. Jory about Acts.

Colonel Jory attending, and desiring their lordships to take into consideration the Acts of Nevis [*fo.* 83, 306, 308], which he lately brought to this office, he was acquainted that their lordships would do it at the first opportunity.

Newfoundland.
Petition from Mr. Jackson about fish due to him by subscription from the inhabitants.

Mr. Jackson attending, presented to their lordships a petition setting forth that whilst he was minister at Newfoundland [*fo.* 274], the inhabitants of St. John's had voluntarily obliged themselves by subscription to pay him yearly during his abode amongst them, a certain allowance of fish for his ministerial attendance, which he did not receive the last year, and therefore praying that the Commadore may have an instruction to oblige the subscribers to pay their said quantity of fish to Mr. Joseph Pemberton and Mr. Archibald Cummings, his correspondents there, was read ; and thereupon ordered [*fo.* 274] that a letter be writ to the Commadore to recommend to him that he use his best endeavours with the inhabitants that Mr. Jackson may have his just dues according to the prayer of his petition.

Letter to be writ to the Commadore thereupon.

Jamaica.
Letter to Board of Ordnance with extract of Minutes of Councill.

A letter to the Board of Ordnance with an extract of the minutes of Jamaica [*fo.* 264], mentioned in yesterday's minutes, was signed.

Newfoundland.
Letter to Mr. Secretary Hedges upon petition of Lieut. Moody, &c.

A letter to Mr. Secretary Hedges upon the petition of Lieutenant Moody [*fo.* 256, 258, 321], mentioned in the minutes of the 26th of the last month, as also upon the affidavits that have been presented to the Board against the said Moody, was signed.

Massachusets.
Memorial from Mr. Newton about want of a Court of Chancery.
Letter to Mr. Phips for Attorney General's opinion thereon.

A memorial from Mr. Thomas Newton [*fo.* 19], relating to the want of a Court of Chancery in the Massachusets Bay, was read ; and thereupon ordered that a copy thereof be sent to Mr. Phips, agent for that province, and that he be desired to procure the opinion of her Majesty's Attorney or Sollicitor General thereupon.

Leeward Islands.
Letter to Col. Park relating to Mr. Baron.

A letter to Colonel Park, Governor of the Leeward Islands, upon the Order of Councill relating to Mr. Baron [*fo.* 264], mentioned in yesterday's minutes, was signed.

New York.
Letter from the Lord Cornbury against Mr. Byerly, the collector.

A letter from the Lord Cornbury, dated the 13th of July last [*fo.* 204], complaining of Mr. Byerly, Collector and Receiver-General of New Yorke, for countenancing illegal trade, for which he was suspended by his lordship, and praying that Mr. Fauconier, whom he had put into that place, may be confirmed therein, was read ; and their lordships gave directions for preparing an answer thereunto. The papers referr'd to in the foregoing letter are :

1706.
Papers referr'd to in the foregoing letter.

A certificate of the Collector of New Yorke of his having granted store (at the request of Captain Cholwell) in the ship *Katherine* for one cask of cacao, bound to Surinam.

Naval officer's certificate about the sloop *Mary* of New Yorke's unlading her goods, she being leaky, untill she could refit and take the same goods on board again.

April 4. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

New York.
Letter from the Lord Cornbury.

A letter from the Lord Cornbury, dated at New Yorke the 20th of November, 1705 [*fo.* 204], was read ; and thereupon ordered that an extract of paragraph E relating to 20 barrells of powder delivered by his lordship to Captain Rogers, commander of her Majesty's ship *Jersey*, be given to Mr. Sloper, his lordship's agent, that he may sollicit the repayment thereof at the Admiralty. And further ordered that a copy of paragraph N, relating to Captain Nanfan's accounts, be sent to Mr. Champante, to be communicated to the said Captain Nanfan. The papers referr'd to in the foresaid letter were laid before the Board, and are as follow, vizt. :

Extract about powder lent Capt. Rogers sent to Mr. Sloper.

Extract about Capt. Nanfan sent to Mr. Champante.

Papers of publick proceedings.

Draught of a surrender from the propietors of East and West New Jersey of their pretended right of government to King William.

The Governor's speech to the Assembly recommending to them the defence of the province, and that they will think of a Bill for raising money to that end.

The Councill's reasons against some clauses in a Bill for raising a summe sufficient to answer the charge of Fuziliers and out scouts for the defence of the province.

The Assembly's answer to the Councill's reasons against some clauses in a Bill for raising a summe for defence of the province.

The Councill's amendments to the Bill for raising a summe &c. for defence of the province.

The Assembly's answer to the Councill's message relating to the amendments to the Bill &c. for raising a summe for defence of the province.

The Governor's speech to the Assembly upon their delaying to provide for the defence of the province, when he prorogued them till May, 1706.

The Governor's speech to the Assembly relating to some vessells fitted out in search of a privateer.—To the Acts of Parliament lately sent him.—To raising a fund for stores.—And to a clause of a letter from the Commissioners of Trade.

Minutes of the General Assembly from the 7th of June, 1705, to the 4th of August following.

Minutes of the Assembly of New Yorke from the 19th September, 1705, to the 13th October following.

A Bill for the raising a summe sufficient to answer the charge of Fuziliers and out scouts for the defence of the frontiers &c.

Ten Acts past at New Yorke.

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New Yorke. Proprieties.
Letter from Lord Cornbury relating to Connecticut and Rhode Island.

A letter from the Lord Cornbury relating to Connecticut and Rhode Island, dated the 26th of November last [*fo.* 208], was read, and the papers therein referr'd to laid before the Board, and are as follows :

Papers therein referr'd to.

Copies of proceedings of the General Court, with affidavits and certificates relating to the case of Edward Palmes &c.
Copies of several papers under the seal of Connecticut relating to the case of Edward Palmes &c.
Copy of the judgment of the General Court in the case of Major Edward Palmes &c., under the seal of the Colony, with several papers annexed.—The complaints of the inhabitants of New London &c.
Deposition of Robert Orchard relating to Rhode Island and Connecticut's trading illegally and for piracy.
The deposition of Michael Hicks relating to the Government of Rhode Island, and about illegal trade and piracy.
Deposition of Richard Sacket relating to his suit against Caleb Beck in Connecticut, and to deserters harbour'd there &c.
Captain Matthews's deposition relating to the protection given to deserters in Connecticut.
Examinations of Edward Palmes on oath relating to the Colony of Connecticut's sheltering malefactors and trying murders, felonies &c., without lawfull authority.
Affidavit of Mr. Auboyneau, relating to his suit against Robert Lord, with copies of the proceedings &c.
Deposition of Richard Sacket relating to some expressions of the Sheriff of New London and others about their charter.
Acts of Connecticut printed in 1702.

New Jersey.
Letter from the Lord Cornbury with Minutes of Assembly.

A letter from the Lord Cornbury relating to his government of New Jersey, dated the 27th of November last [*fo.* 210], was read ; and the minutes of Assembly from the 15th of October, 1705, to the 8th of November following, therein referr'd to, were laid before the Board ; whereupon directions were given for preparing an answer unto this and the foregoing letters.

Virginia. Trade.
Col. Blakiston &c about the contractors' tobacco being sold at Moscow.

Colonel Blakiston and Mr. Perry, with Captain Hyde and other Virginia and Maryland merchants attending, they acquainted their lordships that there were letters lately arrived from Muscovy [*fo.* 245], signifying that all the tobacco that the first contractors with the Czar of Muscovy had there was now sold ; whereupon ordered that the said contractors be informed hereof, and that they be desired [*fo.* 275] to let the Board know whether they have received any such account or no.

Letter relating to convoys for the tobacco trade.

A letter relating to convoys for the tobacco trade was laid before the Board, which their lordships resolved to take into consideration at the first opportunity.

April 5. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

New York.
Letter from Col. Ingoldesby, Lieut.-Gov. of New Yorke and New Jersey about his commissions.

Letter from Colonel Ingoldesby, Lieutenant Governor of New Yorke and New Jersey, dated the 10th of November last [*fo.* 275], relating to his commissions for those governments, was read ;

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and the papers therein referr'd to laid before the Board, and are as follows :

Papers therein referr'd to.

Copy of the translation of a letter sent from the Onondage country to the Lord Cornbury, relating to the design of some Indians to fight against the English &c.

Copy of Colonel Ingoldesby's letter to the Lord Cornbury at Albany, inclosing the translation of a letter relating to the design of some Onondage Indians to fight against the English.

Copy of the Lord Cornbury's answer to Colonel Ingoldesby's letter relating to some Onondage Indians' design against the English.

Representation to be prepared.

Whereupon their lordships gave directions [*fo.* 275] for preparing a representation thereupon to her Majesty.

Newfoundland.
Mr. Jackson about a certain quantity of fish due to him, &c. Letter to the Commadore thereupon.

Mr. Jackson presented to their lordships the original subscription of the inhabitants of St. John's [*fo.* 266], obliging themselves to pay him a certain quantity of fish yearly during his stay amongst them ; whereupon their lordships signed a letter to the Commadore of the Newfoundland convoy, inclosing the said subscription, as also a copy of his petition presented to this Board the 3rd instant, desiring him so far to befriend the said Jackson towards the inhabitants, that he may receive the said fish according to their subscription.

April 8. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

New York. New Jersey.
Representation on Col. Ingoldesby's letters.

A representation relating to Colonel Ingoldesby's commissions to be Lieutenant Governour of New Yorke and New Jersey [*fo.* 273, 274, 297, 298], as directed the last meeting, was signed.

Trade.
Letter from Mr. Secretary Harley with memorial from the Emperor's Ministers about trade to Turkey.

A letter from Mr. Secretary Harley, inclosing a memorial from the Emperor's plenipotentiaries here [*fo.* 173, 289], relating to a trade to be carryed on to Turkey and to the Emperor's hereditary dominions, was read ; and their lordships agreed to proceed in the consideration of that matter to-morrow morning.

Virginia. Trade.
Letter from contractors with the Czar about their tobacco at Moscow.

Mr. Haistwell attending, presented to their lordships a letter from himself and the other contractors with the Czar of Muscovy [*fo.* 273], in answer to one writ them the 4th instant, signifying that they have not received any advice of the sale of their tobacco in Muscovy, which was read ; whereupon ordered that a copy of the said letter be sent to Colonel Blakiston to be communicated to the Virginia merchants.

Leeward Islands.
Letters from Col. Johnson.

Three letters from Colonel Johnson, Lieutenant Governor of the Leeward Islands, dated the 17th September and 3rd November, and one without date, were read, and the papers therein referr'd to laid before the Board, and are as follow, vizt. :

Papers therein referr'd to.

Account of the arms and ammunition in the Island of Antegoa.

Certificates of the Councill of St. Christopher's, justifying Colonel Johnson from the imputation of having taken 300*l.* for passing an Act for subjecting the French part of St. Christopher's to the civill government.

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Minute of Councill of St. Christopher's of the 3rd of Aprill, 1705, relating to Mr. Pogson's saying 300*l.* was given &c. for passing an Act for subjecting the French part of St. Christopher's to the civill government of the Leeward Islands.

An Act for subjecting that part of St. Christopher's, which was formerly called the French ground, to the civill government.

Number of men fit to bear arms in the French part of St. Christopher's.

Naval officer's list of ships cleared outward from St. Christopher's from the 9th of May, 1705, to the 15th of September following.

Naval officer's lists of ships cleared inwards from the 8th of May, 1705, to the 12th July following.

Account of the stores of war in the several forts in St. Christopher's &c.

Account of imports and exports from the 12th Aprill, 1705, to the 12th July following.

Minutes of Assembly of St. Christopher's from the 18th September, 1704, to the 10th Aprill, 1705.

Minutes of Councill of all the Leeward Islands from the 23rd May, 1705, to the 25th June following.

Minutes of Councill and Assembly of all the Leeward Islands from the 7th of December, 1704, to the 18th of August, 1705.

Minutes of Assembly of all the Leeward Islands from the 23rd of May, 1705, to the 25th June following.

Account of imports and exports from 26th of October, 1704, to the 12th of May, 1705.

Accounts of the companies with their officers, and the number of men both horse and foot in Mountserrat, as also of the platforms and number of guns thereon.

Minutes of Councill of Mountserrat from the 14th November, 1704, to the 16th June, 1705.

Acts in force past at Mountserrat.

Acts past at a General Assembly of all the Leeward Islands held at Nevis in June, 1705.

Whereupon their lordships resolved to take the *Act for subjecting that part of St. Christopher's, which was formerly called the French Ground, to the Civil Government*, into consideration [*vide infra*] at the first opportunity.

April 9. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

Leeward Islands. *Account of stores of war sent to Board of Ordnance.*

The accounts of the stores of war in the Islands of Antegoa and Nevis (mentioned in yesterday's minutes), were read, and a letter to the Board of Ordnance, inclosing copies of the said accounts, was signed.

Act about French part of St. Christophers.

The *Act for subjecting that part of St. Christopher's, which was formerly called the French Ground, to the Civill Government* [vide supra], past there in February, 1704 (mentioned also in yesterday's

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Mr. Duport summon'd thereon.

minutes), was read; and thereupon ordered [*fo.* 83, 280] that Mr. Stephen Duport have notice to attend the Board to-morrow morning.

April 10. Present:—Lord Bishop of London, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Carolina.
Letter from Mr. Secretary Hedges with the Lords' address about Carolina.

A letter from Mr. Secretary Hedges of the 3rd instant, referring to the Board an address from the House of Lords to her Majesty relating to Carolina, and desiring to know what method is proper to be taken for the releif of her Majesty's subjects there and the protecting them in their just rights, was read; whereupon ordered [*fo.* 298] that the said letter and address be sent to Mr. Attorney General for his opinion thereupon in point of law.

Letter to Mr. Attorney General thereupon.

Bahamas.
Letter from Mr. Secretary Hedges with the Lords' address about the Bahama Islands.

Another letter from Mr. Secretary Hedges of the 3rd instant referring to the Board an address from the House of Lords to her Majesty relating to the Bahama Islands, and desiring the Board to state the fact and give their opinion what they think fit to be done thereupon, was read; whereupon ordered [*fo.* 298] that the said address and letter be sent to Mr. Attorney General for his opinion what may be fittest to be done in law for her Majesty's taking the said islands into her own hands, in order to secure the same to the Crown, and for recovering the trade of her Majesty's subjects in those parts.

Letter to Mr. Attorney General thereupon.

New York.
Two Acts under consideration.

Their lordships took into consideration two Acts past at New Yorke, intituled—

An Act for the better explaining and more effectual putting in execution an Act of General Assembly, intituled, an Act for settling a ministry and raising a maintenance for them in the city of New Yorke, county of Richmond, West Chester and Queen's County.

An Act to inable William Bradford, of the city of New Yorke, printer, to sell and dispose of the real estate of John Dewdsbury, late of Oyster Bay, in Queen's County, within this Colony, deceased, for the payment of debts.

Representation thereon agreed.

And agreed a representation [*fo.* 283], offering that her Majesty be pleased to approve and confirm the same.

St. Christophers.
Mr. Duport about Act for subjecting the French part of the island.

Mr. Stephen Duport attending [*fo.* 279, 308], as directed the last minutes, with Colonel Matthews, and being asked several questions relating to *an Act for subjecting that part of St. Christopher's which was formerly called the French Ground to the Civil Government*, they said that it was the desire of the whole country that the said Act should be passed and confirmed, that they looked upon that Act as not in force, because it has not yet been registred for want of the seal's being annex'd to it, which the Governor has hitherto refused to do, in complyance with some particular persons who have large grants in the French part of that island; whereupon their lordships resolved that Colonel Parke be acquainted that upon his arrival in the Leeward Islands he cause the said Act to be sealed, registered and published, and then transmitted into England with his opinion thereupon, and further ordered [*fo.* 283] that Colonel Park be desired to attend the Board to-morrow morning.

Col. Park summon'd.

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April 11. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Virginia. Maryland. Trade.
Letter from Col. Quary about tobacco trade.
Letter to Mr. Secretary Hedges thereupon and an answer to Col. Quary at Plymouth.

A letter from Colonel Quary, dated at Plymouth the 2nd instant [*fo.* 293], relating to the tobacco trade, was read ; whereupon their lordships writ a letter to Mr. Secretary Hedges, acquainting him with several inquiries which Colonel Quary in his said letter desires to be made in relation to the tobacco that is planted and manufactured in the province of Guelderland and places adjacent ; their lordships gave further directions to the secretary for writing an answer to Colonel Quary's said letter, inclosing to him the memorials lately received from Whitehaven and Leverpool [*fo.* 260, 283], relating to convoys for Virginia and Maryland, for his answer thereunto ; and further ordered [*fo.* 297] that a letter be writ to Mr. Micajah Perry [*fo.* 294] to know whether any and what quantities of tobacco are shipp'd from England to Portugal and Spain.

Letter to Mr. Perry to know what tobacco is exported hence to Spain and Portugal.

A letter from Colonel Yates of Bristol, dated the 6th instant, [*fo.* 226], relating to the time of the convoys sailing for Virginia and Maryland, was read.

Letter from Bristoll about convoys.

A memorial from the merchants of Leverpool relating to convoys for Virginia and Maryland [*fo.* 226] was read, and a copy thereof ordered to be sent to Colonel Quary [*fo.* 282], as above-mentioned.

Memorial from Leverpoole to the same effect.

Leeward Islands.
Col. Park about Act of St. Christophers concerning the French part thereof.
Letter to Col. Park thereupon.

Colonel Park attending [*fo.* 281], the minutes of yesterday relating to the Act for subjecting that part of St. Christopher's, which was formerly called the French Ground, to the civil government, was communicated to him ; whereupon their lordships gave directions for preparing a letter to Colonel Park [*fo.* 286] in pursuance of the said minutes.

New Hampshire.
Mr. Attorney General's report about Mr. Allen's appeal.

A report from Mr. Attorney General upon Mr. Allen's petition [*fo.* 149] relating to an appeal made by his father against judgment given in favour of Mr. Waldron in New Hampshire, was read ; and thereupon ordered that a copy of the said report be sent to Mr. Allen.

New Yorke.
Representation on two Acts.

A representation upon two Acts pass'd at New Yorke [*fo.* 280, 310], as directed in yesterday's minutes, was signed.

April 12. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Jamaica.
Sir Gilbert Heathcote about Act relating to soldiers' subsistence.

Sir Gilbert Heathcote attending, an abstract of the Act intituled *An Act to provide an additional subsistence for her Majesty's officers and soldiers, and for other uses* [*fo.* 263, 264, 286], past in Jamaica in October last, was read ; whereupon he said that the allowing the soldiers five shillings a week in lieu of quarters might be prejudicial to the said soldiers, but he did not see how the same could be prevented, unless the Assembly could be perswaded to build barracks for them, and therefore he moved that their lordships would give the Governor directions to press the Assembly again upon that matter, which the Board resolved to do. And as for the clause which incapacitates all that are not natural born subjects of England, Ireland or the islands in America from holding any place either civil or military in that island, he said that clause was made upon a false report of the Scots being about to receive the

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pretended Prince of Wales, and that if the said Act and particularly that clause was not repealed, it would be of great prejudice to the island.

Bahamas.
Mr. Graves about state of the islands.

Mr. Graves, late collector of the Bahama Islands, attending, and being asked several questions in relation to the said islands, he said that there was, when he came away in August or September last, seven or eight and twenty families at Providence, and about 2 or 300 people dispersed in the other islands; that the fort is not demolished, but may be put in a posture of defence with little charge; that there are yet there 26 guns, and but very few of them that have been nailed up; and he promised to bring their lordships in writing [*fo.* 294] an account of the present state of the said islands, as also of what he thought necessary for the security thereof.

Trade.
Memorial from Mr. Fisher, &c., complaining of their effects being seized at Dessaw. Copy thereof to be sent to Mr. Stepney.

A memorial from Thomas Fisher, John Fisher, Thomas Allison and other merchants of London trading to Germany, complaining that great quantities of their effects have been seized at Dessaw, upon pretence of greater tolls than ever were required, of which there are 30 between Dresden and Hambourg, was read; and they desired that one copy of the said memorial might be sent to Mr. Stepney at Vienna, and another copy delivered to the Emperor's plenipotentiaries here, that they might endeavour to get some redress therein; whereupon ordered [*fo.* 289, 291] that the said memorial be translated into French to be sent with the said memorial to Mr. Secretary Harley.

Leeward Islands.
Letter to Col. Park.

A letter to Colonel Park [*fo.* 283], as directed in yesterday's minutes, was signed.

April 15. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Jamaica.
Act about soldiers sent to Mr. Attorney General.

Ordered that the *Act* past at Jamaica in October last [*fo.* 284, 345] *for providing an additional subsistence for her Majesty's officers and soldiers, and for other uses*, be sent to Mr. Attorney General for his opinion in point of law, and the same was sent accordingly.

Two letters from Col. Handasyd.

Two letters from Colonel Handasyd, dated the 14th and 16th of February last, and the papers therein referr'd to, were read, and are as follows:

Publick papers.

Deposition of Doctor Ogle concerning Captain Allen's speaking scandalous words of Colonel Handasyd, as also the Colonel's proceedings thereupon, with an account of Captain Allen.

Copy of a letter from Curaçoa to a merchant at Jamaica, relating to a fleet of French men-of-war's being expected at Martinico, and that their design is against Tobago and Jamaica.

Translation of a Spanish letter taken on board a Spanish advice-boat, &c.

Extracts of the oregoing letters, &c. to be sent to Mr. Secretary Hedges.

And thereupon ordered that copies of paragraph C and F of the first letter, relating to French prizes taken, and French men-of-war in those parts, and copies of paragraph B, E, F, G of the second letter, relating to the preparations of the French, to the want of recruits for his regiment—to the behaviour of Captain Allen, commander of her Majesty's ship the *Montague*,—and relating to

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Colonel Handasyd's post in the army, be sent to Mr. Secretary Hedges, to be laid before her Majesty, together with copies of the deposition of Dr. Ogle, and of the letter from Curaçoa above-mentioned.

Barbados.
Two letters from Sir Bevill Granville.

Two letters from Sir Beville Granville, dated the 22nd of October and 22nd of January last, were read ; and the papers therein referr'd to laid before the Board, and are as follows :

Papers therein referr'd to.

Naval officers' list of ships entred and cleared from 25th June, 1705, to 24th September following.

Naval officers' list of ships from the 25th of September, 1705, to the 24th December following.

Minutes of Councill in Barbados from the 3rd July, 1705, to the 20th December following.

Two Acts past in Barbados in November, 1705.

Extracts of the above letters about naval force to be sent to Mr. Secretary Hedges.

And thereupon ordered that an extract of the foresaid letter of the 22nd of January, relating to the French naval force in those parts, be also sent to Mr. Secretary Hedges.

Leeward Islands.
Letter from Col. Johnson.

A letter from Colonel Johnson, Lieutenant Governor of the Leeward Islands [*fo.* 304], relating to the misbehaviour of the deputy provost marshall, and to his suspending him thereupon, and also relating to the naval force of the French expected in those parts, dated the 29th of January last, was read ; and thereupon ordered that an extract of what relates to the French be also sent to Mr. Secretary Hedges.

Extract to be sent to Mr. Secretary Hedges.

Letter to Mr. Secretary Hedges with extracts &c., before mentioned.

And their lordships thereupon signed a letter to Mr. Secretary Hedges, transmitting to him the extracts and papers above-mentioned.

Plantations Generall.
Letter from Mr. Dummer about course of his packet-boat, and loss of another.
Mr. Dummer to attend.

A letter from Mr. Dummer of the 12th instant, giving a journal of the course out and home of the *King William* packet-boat, as also an account of the loss of the *Barbados* packet-boat upon the coral shoals of the Island of Hineago, was read ; and thereupon ordered [*fo.* 292] that Mr. Dummer be desired to attend the Board to-morrow morning, or as soon as conveniently he can.

April 16. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Trade.
Answer to two memorials of the Comte de Gallas translated into French.

An answer to two memorials of the Comte de Gallas and the Sieur Vecelly [*fo.* 104, 275], plenipotentiaries of the Emperor, dated the 5th November last and 2nd instant, relating to the carrying on of a trade to Turkey through Germany and Hungary, was agreed [*fo.* 292], and ordered to be transcribed and translated into French.

Letter to Mr. Secretary Harley with the said answer, and the following papers.

A letter to Mr. Secretary Harley, inclosing the said answer, together with copies of the following papers proposed to be sent to Mr. Stepney or delivered to the said plenipotentiaries, was signed. The said papers are :

No. 1. An Imperial patent or credential letters whereby the Comte de Gallas and Monsieur Vecelly are impowered to treat with her Majesty about trade &c.

No. 2. Their memorial to her Majesty [*fo.* 3] for carrying on a trade to Turkey through Germany and Hungary.

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No. 3. Letter to Mr. Secretary Harley [*fo.* 29], with the answer of the Commissioners of Trade and Plantations to the foregoing memorial of the Emperor's ministers.

No. 4. The Imperial ministers' reply to the said answer [*fo.* 104].

No. 5. Memorial of the Levant Company [*fo.* 128], in answer to the memorial of Monsieur Vecelly &c.

No. 6. Memorial from the Hambourgh Company [*fo.* 171] about hardships they undergo in their trade in the Emperor's territories.

A translation thereof in French.

No. 7. Memorial from Sir William Gore [*fo.* 188], Governor of the Hambourgh Company, containing an account of the present management of that trade.

No. 8. Letter to Mr. Secretary Hedges upon a petition of the Geneva merchants [*fo.* 203], complaining of grievances which they meet with in that trade.

No. 9. Memorial from Mr. Burridge [*fo.* 220] in behalf of several merchants of Exeter &c., complaining of the Emperor's prohibition of our perpetuanas and serges in Austria.

No. 10. Memorial from several merchants trading to Germany [*fo.* 285], relating to the tolls upon the Elbe, and to effects of theirs seized at Dessaw.

A translation thereof in French.

No. 11. Memorial from the Imperial Plenipotentiaries [*fo.* 275] relating to the trade from England to Turkey and to the Emperor's hereditary countries.

No. 12. Answer of the Commissioners of Trade and Plantations [*fo.* 289] to the Imperial Plenipotentiaries' two last memorials.

A translation thereof in French.

Miscellanies.
Incidents.

The Secretary's account of petty expences from Christmas, 1705, to Ladyday, 1706, amounting to .. .. .. 22*l.* 1*s.* 3*d.*
The Stationer's bill for the same time, amounting to .. .. 22*l.* 4*s.* 4*d.*
And the Post Officers' bill for the said time, amounting to .. .. 18*l.* 1*s.* 9*d.*

Letter to Lord Treasurer.

were laid before the Board, and a letter to the Lord High Treasurer inclosing the said accounts, and desiring his Lordship's order for the payment thereof, was signed.

April 17. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Plantations General.
Mr. Dummer about loss of the Barbados packet-boat.

Mr. Dummer attending [*fo.* 289], and being acquainted with what Colonel Handasyd writes in his letter of the 14th of January last, relating to the loss of the packet-boat the *Barbados*, he said that that packet-boat was not lost by being over laded ; for all those packet boats are of 200 tun burthen, that they carry 150 tun ballast, and that he is obliged by his contract to carry no more than five tun of goods outwards and ten tun homewards, so that the loss of that vessell was not owing to her lading, but to the negligence of the seamen.

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Trade.
Answer to the two last memorials of the Imperial Ministers.

Their lordships took into consideration the French translation of the answer [*fo.* 289] agreed the last meeting to the Emperor's plenipotentiaries' two last memorials, and ordered the same to be transcribed.

April 18. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Virginia.
Trade.
Letter from Mr. Secretary Hedges with memorial from Col. Quary about tobacco trade.

A letter from Mr. Secretary Hedges of the 16th instant referring to the Board a memorial from Colonel Quary to the Lord High Treasurer relating to the tobacco trade, was read ; and the said memorial appearing to be verbatim the same as the letter received from Colonel Quary [*fo.* 282], and mentioned in the minutes of the 11th instant, upon the first part of which their lordships having already writ to Mr. Secretary Hedges, they now entred upon the consideration of what remained. And as to his first proposal, *That the English may have the same liberty to send tobacco to France directly that the Dutch have*, their lordships agreed to represent [*fo.* 296] that tobacco (as well as other commodities [*fo.* 254, 294, 295] of the growth of England and the Plantations, except contraband goods, victuals and such other goods as are expressly prohibited) may be permitted to be carryed in ships belonging to any nation in friendship with her Majesty directly from England to France.

Letter from Advocate Generall about carrying tobacco, &c., in neutral ships to France.

A letter from Sir John Cook, her Majesty's Advocate General, in answer to a letter writ him the 19th of the last month [*fo.* 254, 293, 295], relating to the carrying of our tobacco and other commodities of the growth of England and the Plantations in neutral ships to France, was read.

Letter from Mr. Perry about sending tobacco to Portugal and Spain.

A letter from Mr. Micajah Perry in answer to one writ him the 11th instant [*fo.* 282], signifying that no tobacco is sent by us to Portugal, and but very little to Spain, during this time of war, and even that by stealth ; whereas formerly they used to send from six to ten thousand hogsheads a year, was read.

Virginia and Maryland merchants to attend.

Ordered that the Virginia and Maryland merchants have notice [*fo.* 295] to attend the Board to-morrow morning.

April 19. Present :—Lord Bishop of London, Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Bahamas.
Memorial from Mr. Graves of the present state of those islands.

Mr. Graves, late collector in the Bahama Islands [*fo.* 285, 296], presented to their lordships a memorial of the present state of those islands, and of what is necessary to be done for the security thereof ; also copies of the papers presented by him to the House of Lords relating to the said islands, and a copy of a paper signed by the inhabitants of Providence, desiring him upon the departure of their Governor to take upon him the government.

Virginia.
Trade.
Mr. Perry and other merchants about Quary's memorial, &c.

Mr. Perry, Mr. Linton, Mr. Hyde and several other Virginia merchants attending [*fo.* 252, 294, 296], they were asked several questions upon Colonel Quary's letter of the 2nd instant, and particularly upon his proposal for sending tobacco to France [*fo.* 293] ; whereupon they said that it would be a considerable advantage to the tobacco trade, if we were permitted to do it in neutral ships,

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for which end they thought it necessary that her Majesty be pleased to direct that her ships of war do not molest neutral ships carrying tobacco to France; that the Commissioners of the Customes do permit entries of tobacco in neutral ships to be made directly for France, and that a notification of her Majesty's pleasure herein be made to the States General, lest their ships of war or privateers should molest such neutral ships. Their lordships then gave them a copy of this and some other articles in Colonel Quary's said letter for their particular answer thereunto in writing [*fo.* 297], which they promis'd to bring on Monday or Tuesday next.

Extracts of Col. Quary's letter given to them.

April 22. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Carolina. Bahamas.
Mr. Graves and Killigrew with estimate of necessaries for defence of those colonies. Account of commodities produced. Account required of what is necessary for repairing the fort in the Bahamas.

Mr. Graves and Mr. William Killigrew attending [*fo.* 294, 298], presented to their lordships an estimate of necessaries for defence of Carolina and the Bahama Islands, with an account of the several commodities which those colonies do or may produce, which were read; whereupon they were directed to bring their lordships an account in writing of what may be necessary for repairing the fort in the Bahama Islands, and for putting the same in a state of defence,—what materials are to be carryed from England, and what may be found there,—what will the charge be to the Queen, and what share thereof will the country bear.

Virginia. Trade.
Papers relating to the tobacco trade under consideration.

Their lordships took into consideration the several papers lately received, relating to the tobacco trade [*fo.* 295], and gave directions [*fo.* 293, 297] for preparing a representation thereupon.

April 24. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

New Yorke. New Jersey.
Letter from Mr. Secretary Hedges for revoking Col. Ingoldesby's commission of Lieut.-Gov. of New York and making him a counsellor of New Jersey.

A letter from Mr. Secretary Hedges of the 22nd instant [*fo.* 275, 298], desiring the Board to prepare a warrant for revoking Colonel Ingoldsby's commission as Lieutenant Governor of New Yorke, and for constituting him a member of her Majesty's Councill of New Jersey, was read; and a letter inclosing the draught of such a warrant, was signed.

Virginia. Maryland.
Tobacco trade. Convoys.

A letter from Colonel Quary, dated at Plymouth the 16th instant [*fo.* 282, 302], promising an answer to the letter writ him the 11th, was read.

Draught of representation about convoys under consideration.

Their lordships took into consideration the draught of a representation relating to convoys for Virginia and Maryland [*fo.* 296, 300], and made some progress therein.

Col. Nicholson summon'd. Letter to merchants for their answer to an extract of one from Col. Quary.

Ordered that Colonel Nicholson be desired to attend the Board to-morrow morning [*fo.* 299]; and further ordered that the Virginia and Maryland merchants be writ to [*fo.* 295, 301], for their answer to the extract of Colonel Quary's letter dated the 19th instant.

Bahamas.
Mr. Graves about defence of New Providence.

Mr. Graves presented to their lordships a memorial in answer to the several heads delivered to him the 22nd instant [*fo.* 296], relating to the putting of New Providence into a state of defence,

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which was read; and thereupon ordered that a letter be writ to Mr. Attorney and Mr. Sollicitor General [*fo.* 279, 280, 313] for their answer to what [was] writ them the 12th instant.

Letter to Mr. Attorney and Solicitor General.

A letter from Captain Gardner, in answer to one writ him the 1st instant [*fo.* 263] upon what Colonel Handasyd says in his letter of the 20th of November last relating to the hardships his regiment suffers, was laid before the Board.

Jamaica.
Letter from Capt. Gardner about hardships of soldiers.

A letter from Mr. Secretary Hedges of the 4th of February last, referring to the Board an extract of a letter from the Lord Cornbury, Governor of New Yorke, was read, and appear'd to contain nothing but what their lordships had already given directions about.

New Yorke.

A memorial from Mr. Sloper, agent to the Lord Cornbury [*fo.* 102], in answer to the complaints of the proprietors of the western division of New Jersey, was laid before the Board.

New Jersey.
Memorial from Mr. Sloper in answer to complaints.

A memorial from the Proprietors of the Eastern division of New Jersey, praying that their agent, Mr. Sonmans, may be constituted one of the Councill of New Jersey, was laid before the Board.

Memorial from Mr. Dockwra, &c., praying Mr. Sonmans may be made a counsellor.

Copy of an Order of Councill of the 11th instant [*fo.* 275], upon a representation of the 8th ditto relating to Colonel Ingoldsby's commissions to be Lieutenant Governor of New Yorke and New Jersey [*fo.* 297], directing Mr. Secretary Hedges to prepare a warrant for revoking his commission for New Yorke, and for admitting him one of the Councill of New Jersey according to the said representation, was read.

New York.
New Jersey.
Order on representation about Col. Ingoldsby's commission, &c.

April 25. Present:—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Colonel Nicholson, late Governor of Virginia, attending, as directed [*fo.* 297], and being asked several questions in relation to the Virginia and Maryland convoys [*fo.* 300], he said that September is the proper time for the departure of the said convoys from England, and May for their return from thence, that they may arrive here time enough to unload and get ready to return again in September following. By this means he said there would need but one convoy a year, which would every way tend to the advantage of that trade in general.

Virginia.
Maryland.
Col. Nicholson about convoys.

A letter from Mr. Taylour, referring to the Board by order of the Right Honourable the Lord High Treasurer, a letter from his Grace the Duke of Ormond and another from the Lords Justices of Ireland, relating to Mr. Cromelin's removing from the north of Ireland to Kilkenny, for setting up the linen manufacture in the southern parts, and for the adding of twelve years to the grant he now has, was read, and directions given [*fo.* 301] for preparing an answer thereunto.

Ireland.
Letter from the Treasury upon one from the Duke of Ormond about linnen manufacture.

The draught of a letter to Colonel Handasyd [*fo.* 302], Governor of Jamaica, was agreed and ordered to be transcribed.

Jamaica.
Draught of letter to the Governor.

Their lordships proceeded further in the consideration of the draught of a report relating to the Virginia and Maryland convoys [*fo.* 297, 299, 301].

Virginia.
Maryland.
Convoys.

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April 26. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Virginia. Maryland. *Memorial from merchants in answer to a letter from Col. Quary.*

Colonel Blakiston, with several Virginia merchants, attending, presented to their lordships a memorial in answer to several particulars out of Colonel Quary's letter from Plymouth [*fo.* 295, 297] delivered them at the Board the 19th instant, which was read.

Virginia. Maryland. Trade. *Representation relating to convoys and tobacco trade.*

Then the representation which their lordships have had some time under consideration relating to the Virginia and Maryland convoys and to the tobacco trade [*fo.* 300 ; L. *fo.* 186], was agreed and signed.

Ireland. *Mr. Southwell at the Board in relation to Mr. Cromelin's removing to Kilkenny to establish the linnen manufacture there.*

Mr. Southwell attending, and being asked some questions in relation to Mr. Cromelin's removing from the North of Ireland to Kilkenny [*fo.* 300, 309], he said that Mr. Cromelin has 200*l.* a year salary, with a grant of ten years for the same, four of which are expired, that for his incouragement to remove to Kilkenny he desired to have 2,500*l.* in money and that four years might be added to his patent, but the paying him that summe not being complyed with, he proposed to have 12 years added to his patent in lieu of the said 2,500*l.* But their lordships observing that the Lords Justices of Ireland, in their letter to the Duke of Ormond, say that Mr. Cromelin is content to have his patent *inlarged to* 12 *years*, and the Duke of Ormond in his letter to the Lord Treasurer says 12 *years added* to his patent, which difference their lordships desired might particularly be explained [*fo.* 309, 337]. Mr. Southwell promised to write to his deputy in Ireland for clearing that matter ; whereupon ordered that a letter be writ to Mr. Taylor, in answer to his mentioned in yesterday's minutes, giving him an account hereof.

Letter to Mr. Taylour in answer to his on that subject.

Barbados. *Order of Councill on representation for repealing an Act.*

An Order of Councill of the 4th instant [*fo.* 254] upon a representation of the 19th of March, repealing *An Act* past at Barbados in 1701, *to ratify, approve and confirm Letters Patents, Gifts, Grants &c.*, was read.

Letter to the Governor. **Jamaica. Leeward Islands.** *Letters to the Governors.*

Letters to Sir Beville Granville, Governor of Barbados, Colonel Hadasyd, Governor of Jamaica, and Colonel Johnson, Lieutenant Governor of the Leeward Islands, were signed.

April 29. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Virginia. Trade. *Two letters from Col. Quary in answer to a memorial of Leverpool merchants. Extract of the first sent to Mr. Linton. Letter to Mr. Karcass about certificates for landing goods in foreign parts, and to know if there be any law against exporting tobacco in neutral ships.*

Two letters from Colonel Quary, in answer to the memorial of the Leverpool merchants sent him in the secretary's letter of the 11th instant [*fo.* 282, 297], were read ; and thereupon ordered that an extract of the first of the foresaid letters, beginning with these words, *As to the export of tobacco*, and ending with these words, *in that way*, be sent to Mr. Linton for his explanation [*fo.* 308]. And further ordered that a letter be writ to Mr. Karcass, to desire to know what goods they are that require certificates to be returned from the Consuls or principal merchants of their having been landed in foreign parts ; and whether he knows of any law against the exportation of tobacco in neutral ships into an enemy's country.

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Mrs. Furnese acquainting their lordships that she met with difficulties in obtaining payment for the seals she had lately delivered to this office [I. *fo.* 377], by reason of a mistake in her petition to my Lord Treasurer, wherein she was called executrix instead of daughter of Mr. Harris, deceased, and communicated to their lordships a certificate from the executors of the said Harris disclaiming any right to be paid for the said seals, and therefore desired their lordships to certify that she had received orders from them to prepare the said seals; whereupon their lordships signed a certificate accordingly.

Plantations General. *Mrs. Furnese about difficulty in obtaining payment for seals.*

April 30. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A petition from Mr. John Roop, praying, in consideration of his services at Newfoundland, that he may have some further imployment given him, was read; whereupon their lordships agreed to do what they could for him the first opportunity that should offer.

Newfoundland. *Petition of Mr. Roop praying a consideration of his services.*

A petition from Mr. John Perry, provost marshall of the Leeward Islands, relating to the suspension of his deputy at Antegoa [*fo.* 288, 305], was read; and thereupon ordered that Mr. Perry have notice to attend the Board to-morrow morning.

Leeward Islands. *Petition of Mr. Perry about the suspension of his deputy provost marshal.*

Two letters to the Lord Cornbury [*fo.* 306], relating to his governments of New Yorke and New Jersey, were agreed and ordered to be transcribed.

New York. New Jersey. *Letters to the Lord Cornbury.*

May 1. Present :—Lord Dartmouth, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A memorial from Mr. Foulerton and Mr. Tryon, agents for Mr. Skene, secretary of Barbados [*fo.* 36, 318], in answer to the complaints exhibited here against him by Mr. Guy Ball and others, as also the tryal of the said Skene, were read; and thereupon ordered that Mr. Foulerton and Mr. Tryon have notice to attend the Board on Fryday next.

Barbados. *Memorial from Mr. Foulerton, &c., in behalf of Mr. Skene.*

Mr. Foulerton, &c. to attend on Fryday next.

Mr. John Perry, provost marshall of the Leeward Islands, attending [*fo.* 304], and being acquainted with what Colonel Johnson writes in his letter of the 29th January last, relating to the suspension of the deputy provost marshall of Antego, he said he was sorry his deputy had been so ill advised as not to obey the Lieutenant's orders, and that he would write to his said deputy that he may make his submission to the Governor, which, if he refuse to do, he would then nominate another in his place; whereupon the Board agreed to write to Colonel Park that, if the said deputy did make his submission accordingly, he might be restored to his place again.

Leeward Islands. *Mr. Perry at the Board about suspension of his deputy provost marshal of Antego.*

Letter to be writ to Col. Park thereupon.

Their lordships took into consideration the Acts past at Nevis in 170$\frac{3}{4}$ and March and July, 1705 [*fo.* 266, *vide infra*], together with Mr. Attorney General's report thereupon, and made a progress therein.

Nevis. *Acts under consideration.*

The letters to the Lord Cornbury [*fo.* 304], agreed at the last meeting, were signed.

New Yorke. New Jersey. *Letters to Lord Cornbury.*

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May 2. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Nevis.
Acts considered.

Their lordships proceeded in the consideration of the Acts of Nevis mentioned in yesterday's minutes [*vide supra* and *fo.* 307], and agreed that the *Act for establishing of Courts and setting due methods for the Administration of Justice* be returned to the Governor, that he may endeavour to get a new Act past conformable to Mr. Attorney General's report, and that he be acquainted that, unless the Assembly do pass such an Act at their first sitting so amended, this Act will be repealed.

Their lordships further agreed that the *Act for the better government of negroes and other slaves*, the *Act to settle and ascertain fees to the Cheif Judge and Assistant Justices of that Island*, and the *Act to regulate and settle the militia of this Island* do remain as probationary Acts till they be further considered.

That the *Act for making Indian Castle a shipping place* be sent to my Lord Treasurer, with the desire of the Board that they may have the opinion of her Majesty's Commissioners of the Customes thereupon.

And their lordships agreed to present *An Act for raising an Impost on strong liquors imported*, and *An Act to prevent all accidents of fire that may happen by making or throwing of squibbs or other fireworks in Charles Town or other the towns of this Island* to her Majesty for her royal approbation.

Their lordships further agreed to present the following Acts to her Majesty to be repealed, vizt.: *An Act to settle and establish the Secretary's fees of this Island*, and *An Act to settle and establish the Marshall's fees of this Island*, and a representation for laying the said Acts before her Majesty accordingly [*fo.* 306, 334], was signed.

Representation on Acts.

May 3. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Leeward Islands.
Acts under consideration.

Their lordships took into consideration the Acts past at a General Assembly of all the Leeward Islands, held at Nevis in June, 1705 [*fo.* 266], together with Mr. Attorney General's report thereupon, which was read [*fo.* 83, 208], as also a caveat of Mr. Stephen Duport against two of the said Acts ; and thereupon ordered that a letter be writ to Mr. Stephen Duport [*fo.* 309] to attend their lordships on Tuesday morning next. In the meantime their lordships agreed that the *Act to settle General Councills and General Assemblies for the Charibbee Islands in America and to secure to each particular Island their own particular Laws and Legal Customes*, be returned to be amended according to Mr. Attorney General's report.

An Act to be returned for amendment.

Virginia. Trade.
Memorial from Mr. Linton in explanation of the extract of Col. Quary's letter.

Mr. Linton attending according to appointment, presented to the Board a memorial [*fo.* 302] in explanation of the extract of Colonel Quary's letter, mentioned in the minutes of the 29th of the last month, relating to the oath required at the Custome House upon the exportation of tobacco, which was read.

May 7. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

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Trade.
Discourse relating to the pilchard fishery.

Mr. Tresillian presented to their lordships a discourse setting forth the abuses practised in the taking and curing of pilchards, and giving the reason for the decay of that trade, as also proposing a remedy for the cure thereof, part whereof was read; and their lordships resolv'd [*fo.* 311] to proceed upon the remainder to-morrow morning.

Leeward Islands.
Mr. Duport about Acts.

Mr. Stephen Duport attending in relation to the Acts past at a General Assembly of all the Leeward Islands held at Nevis in June, 1705 [*fo.* 308, 311], he said that he had objections to two of the said Acts, and promised to bring a memorial thereupon in writing.

Ireland.
Letter from Mr. Southwell about Mr. Cromelin's patent linnen manufacture. Letter to the Lord Treasurer thereupon.

A letter from Mr. Southwell of the 6th instant, signifying that his Grace the Duke of Ormonde desires that Mr. Cromelin's patent for promoting the linen manufacture in Ireland [*fo.* 301, 337], may be inlarged for 12 years more after the expiration of the term of his present patent, was read; whereupon their lordships signed a letter to the Lord High Treasurer upon the proposals relating to that manufacture referr'd by his lordship to this Board and mentioned in the minutes of the 25th of the last month.

Trade.
Order of Council with account of bullion, goods, &c., exported to East India.

An Order of Councill of the 2nd instant, transmitting to this Board an account of goods, bullion &c., exported from the Port of London by the united trade of the East India Company, between Aprill, 1705, and Aprill, 1706, was read.

Bermuda.
Order of Councill on representation upon the petition of the Assembly against Jones.

A copy of an Order of Councill of the 4th of Aprill, 1706 [*fo.* 254] upon a representation of the 19th of March last, on the petition of the General Assembly of Bermuda against Mr. Jones, secretary and provost marshall of that island, approving the said representation, was read.

New Yorke.
Order on representation for confirming two Acts.

A copy of an Order of Councill of the 11th of Aprill, 1706 [*fo.* 283], upon a representation of the same date, for confirming two Acts of New Yorke, approving the same, was read.

May 8. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Leeward Islands.
Mr. Du Port for copies of two Acts.

Mr. Du Port, desiring to have copies of two Acts past at a General Assembly of all the Leeward Islands at Nevis in June, 1705 [*fo.* 309], viz. : *An Act to settle General Councills and General Assemblies for the Leeward Charibbee Islands in America, and to secure to each particular Island their own particular laws and legal customes*, and *An Act for establishing Courts and settling due methods for the administration of justice throughout all her Majesty's Leeward Islands in America*, together with Mr. Attorney General's report thereupon, in order to the drawing up of his objections thereunto; ordered that copies be given him accordingly.

Trade.
Mr. Tressilian's treatise relating to the pilchard fishery.

Their lordships went through the reading of Mr. Tresillian's treatise [*fo.* 309, 312] relating to the pilchard fishery, mention'd in yesterday's minutes, and resolved to consider the same at a convenient opportunity.

New Yorke.
Account sent to Board of Ordnance of stores expended there.

A letter to the Board of Ordnance inclosing to them the account received from the Lord Cornbury of stores of war expended at New Yorke since his lordship's arrival in that government, and referr'd to [*fo.* 124] in his letter of the 8th of July last, was signed.

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May 20. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Trade.
Mr. Tresillian about pilchard fishery.

Mr. Tresillian attending, their lordships returned to him his treatise [*fo.* 311] relating to the abuses practised in the taking and curing pilchards, and the decay of that trade &c. (mentioned in the minutes of the 8th instant), who was advised to communicate the same to the members of Parliament and other gentlemen of Cornwall for their approbation.

May 21. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

Bahamas.
Report from Attorney and Solicitor General upon address of House of Lords. Representation to be prepared thereupon.

A report of Mr. Attorney and Mr. Solicitor General in answer to the letter writ them the 12th of the last month [*fo.* 280, 298, 352] upon an address of the House of Lords to her Majesty relating to the Bahama Islands, was read ; and thereupon ordered [*fo.* 316] that a representation be prepared concurring with the said report, and proposing that at such time as her Majesty's other affairs shall permit she be pleased to send a Governor to the Bahama's with a sufficient force for the security of the said islands and the protection of her subjects there.

Carolina.
Report of Attorney and Sollicitor General upon address of House of Lords.

Representation to be prepared.

Another report from Mr. Attorney and Mr. Sollicitor General in answer to the letter writ them the 12th of the last month [*fo.* 279, 298, 352] upon an address of the House of Lords to her Majesty relating to Carolina, was read ; and their lordships likewise agreeing with Mr. Attorney and Mr. Sollicitor General in their opinion, ordered [*fo.* 315] that a representation be prepared accordingly.

May 22. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Leeward Islands.
Letter from Col. Johnson with account of the attempts of the French.

A letter from Colonel Johnson, Commander-in-Chief of the Leeward Islands, dated at Antego the 13th of March last, giving an account of the attempts of the French in February last upon the Islands of Nevis and St. Christopher's, as also sending a list of the present Councill of Antego, was read.

Letter from President and Councill of Nevis on the same occasion and complaining of arms sent from the Tower,

and desiring great guns.

Letter to be prepared to Mr. Secretary Hedges thereon.

A letter from the President, Councill and Assembly of Nevis, dated the 12th of March last upon the same occasion and complaining of the badness of the musquets received from the Tower, and of the weakness of the companies of soldiers there, and the method practised by the officers there of inlisting the poor men and servants, and inclosing a journal of the proceedings of the French in their said attempt, with a petition to her Majesty thereupon, praying for a recruit of great guns, was read, and directions given [*fo.* 315] for preparing a letter to Mr. Secretary Hedges for laying the said complaints and address before her Majesty.

May 23. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Leeward Islands.
Letter to Mr. Secretary Hedges with extract of a letter from President and Council of Nevis about the late invasion of the French.

The draught of a letter to Mr. Secretary Hedges, inclosing an extract of the letter from the President, Councill and Assembly of Nevis [*fo.* 314] and their address to her Majesty, upon occasion of the late invasion of the French, as directed in yesterday's minutes, was signed.

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A letter from Mr. Dummer of the 21st instant, giving an account of the proceedings out and home of the *Prince George* packet-boat, as also inclosing a journal of what passed at St. Christopher's during the stay of the French there, was read.

Plantations General.
Letter from Mr. Dummer with proceedings of the Prince *packet boat, and journal while the French were at St. Christophers.*

The draught of a representation upon Mr. Secretary Hedges's letter of the 3rd of the last month [*fo.* 313, 316], referring to this Board an address of the House of Lords to her Majesty relating to Carolina, was agreed and ordered to be transcribed.

Carolina.
Representation upon address of House of Lords.

May 24. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A representation upon the address of the House of Lords relating to Carolina [*fo.* 315, 334], as agreed the last meeting, was signed.

Carolina.
Representation upon address of House of Lords.

A representation upon an address of the House of Lords relating to the Bahama Islands [*fo.* 313, 331, 352], together with a letter inclosing both the said representations to Mr. Secretary Hedges, were also signed and sent.

Bahama Islands.
Representation upon address of House of Lords.
Letter therewith to Mr. Secretary Hedges and that about Carolina.

A letter from Mr. Secretary Harley of the 20th instant, referring to this Board the extract of a letter from Mr. Whitworth [*fo.* 326], her Majesty's Envoy in Muscovy, concerning the trade of that nation with England in their own ships, together with a memorial of the Czar's minister upon that subject, was read ; and thereupon ordered that a copy of the said extract and memorial be sent to Mr. Lowndes, and that he be desired to move the Right Honourable the Lord High Treasurer that the Board may have the opinion of the Commissioners of her Majesty's Customes thereupon [*fo.* 352], and further ordered that another copy of the said papers be sent to the Russia Company [*fo.* 325] for their observation thereupon in writing on Tuesday morning next.

Trade.
Letter from Mr. Secretary Harley with extract of a letter from Mr. Whitworth relating to trade from Russia, with memorial from the Czar's Ministers.
Letter to Mr. Lowndes for the opinion of the Commissioners of the Customes thereon.
And to the Russia Company for their observations.

A letter from Mr. Thurston, signifying that by reason of a dispute depending between the company of soliders at Newfoundland and the Lord Paston's regiment, there was no cloathing provided for the said company, and further desiring a letter to the Admiralty that he may have an order to the Captain of the man-of-war now bound to Newfoundland to take on board a chest of medicines, together with shoes and stockins, prepared for the said company, was read ; and thereupon ordered that a letter be writ to Mr. Burchet accordingly. And their lordships taking into consideration the necessity of sending cloathing to the said company by the men of war now bound thither, by reason that there will be no other opportunity of sending thither this year, a letter was immediately writ and signed to Mr. Secretary Hedges thereupon.

Newfoundland.
Mr. Thurston about sending necessaries for the com[p]any of soldiers.

Letter to Mr. Burchet thereon.

Letter to Mr. Secretary Hedges about clothing for the said soldiers.

May 27. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

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St. Christophers.
Letter from Col. Hamilton with journal of his proceedings against the French on their descent.

A letter from Colonel Hamilton, Lieutenant-Governor of St. Christopher's, dated the 15th of March, $170\frac{5}{6}$, together with a journal of his proceedings against the French at the time of their descent on that Island, was read.

Barbados.
Mr. Tryon and Foulerton in behalf of Mr. Skene.

Mr. Tryon and Mr. Foulerton, agents for Mr. Skene, secretary of Barbados, attending [*fo.* 305], their memorial (mentioned in the minutes of the 1st instant), in answer to the complaints here against the said Skene, was again read; whereupon they were acquainted that their lordships had not sufficient matter before them to report to her Majesty till Mr. Skene had returned his answer to the said complaints in writing [*fo.* 380], pursuant to the Orders in Councill directing the same, mentioned in the minutes of the 27th July and 29th August last.

Leeward Islands.
Letter from Col. Johnson.

A letter from Colonel Johnson, Commander-in-Cheif of the Leeward Islands, dated the 13th of March last, was read, and the papers therein referr'd to laid before the Board, and are as follows:

Papers therein referr'd to.

Certificates of the Commissioners of the Revenue and the Councills and Assemblies of Nevis and Antegoa, certifying that Colonel Johnson has had no salary, gift or present since his commanding-in-chief those islands.

Account of the publick money received and issued in the Island of Nevis from September, 1704, to September, 1705.

Account of Ordnance stores in the Island of Nevis, taken in pursuance of her Majesty's order of the 22nd February, $170\frac{4}{5}$.

Imports and exports to and from the Island of Nevis from the 12th July, 1705, to the 29th September, 1705.

Imports and exports to and from the Island of Nevis from the 29th September to the 25th of December, 1705.

Nevis.
Letter from Mr. Cherret, deputy secretary.

A letter from Mr. Cherret, deputy secretary of Nevis, dated March the 14th, $170\frac{5}{6}$, was read, and the papers therewith transmitted laid before the Board, and are as follows:

Papers therein referr'd to.

Account of Ordnance stores in the Island of Antegoa.

The Treasurer's account of stores of war received by order of Colonel Mathews for the use of the Island of Antegoa.

Account of gunpowder received for tonnage of vessells in the Leeward Islands, and of the quantities delivered out for the use of the said islands from the 14th of March, 1700, to the 23rd November, 1705.

Mr. Penny's account of her Majesty's revenue from the 11th of September, 1704, to the 29th of September, 1705.

Abstract of Mr. Gamble's account of her Majesty's revenue from the 11th of Aprill, 1702, to the 18th November, 1705.

Naval officers' list of ships from the 25th of June, 1705, to the 25th of December following.

Book entituled Laws of Antegoa.

Jamaica.
Letter from Col. Handasyd.
(N.B. The Board were inform'd that the Secretary of State has the like letter.)

A letter from Colonel Handasyd, Governor of Jamaica, dated the 1st of Aprill last, was read, and the papers referr'd to therein laid before the Board, viz.:

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Copy of Mr. Daniel's bond for 1,000*l.* for returning the stores of war borrowed by him for Carolina. *Papers therein referr'd to.*

Copy of two letters from Colonel Handasyd to the Governor of Carthagena, inviting him to declare for King Charles the Third.

Present strength of the soldiery in Jamaica.

Account of Ordnance stores issued for the service of the island, and of what is remaining &c.

Minutes of Councill of Jamaica from the 20th of January, 170$\frac{5}{6}$, to the 27th of March following.

A letter from Lieutenant Moody, praying their lordships to certify that he has cleared himself from the complaints made against him &c., was read; whereupon ordered [*fo.* 267] that a copy of their lordships' letter of the 3rd of Aprill last, relating to the said complaints, be given him accordingly. **Newfoundland.** *Letter from Lieut. Moody about complaints against him.*

May 28. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

The Secretary acquainted the Board that having met Mr. Musgrave and Mr. Bridges, they told him that the Board of Ordnance had received from Colonel Handasyd the accounts of stores of warr mentioned in Colonel Handasyd's letter, which was read yesterday, to have been sent them; whereupon their lordships writ a letter to the Board of Ordnance [*fo.* 333], desiring to know what has been or what can be done upon the bond given by Robert Daniel, of Carolina, for the return of stores of war borrowed by him at Jamaica, mentioned also in Colonel Handasyd's foresaid letter. **Jamaica.** *Accounts of stores of war.* **Carolina.** *Letter to Board of Ordnance about stores of war borrow'd by Robert Daniel of Col. Handasyd.*

A letter from Sir Beville Granville, Governor of Barbados, dated the 4th of March last, was read, and seven Acts pass'd in January and February last therein referr'd to, were laid before the Board. **Barbados.** *Letter from the Governor with seven Acts.*

A letter from Colonel Bennet, Lieutenant Governor of Bermuda, dated the 31st of March, 1705, was read, and the papers therein referr'd to laid before the Board, and are as follows, vizt.: **Bermuda.** *Letter from Colonel Bennet.*

Duplicates of the opinions of the Councill of Bermuda relating to Mr. Jones's demands. *Papers therein referr'd to.*

Duplicate of the copy of Mr. Jones's paper of complaints with Colonel Bennet's answer thereto.

Duplicate of Mr. Charles Minor's observations on the behaviour of Mr. Edward Jones since his last coming into Bermuda, with a list of the records &c., delivered to his custody.

Duplicates of the proceedings relating to Mr. Jones since his arrival in Bermuda.

Another letter from Colonel Bennet, dated the 29th of June, 1705, was read, and the papers therein referr'd to are as follows, vizt.: *Another letter from Col. Bennet.*

Report of the Councill of Bermuda upon the matters complained of by Mr. Edward Jones. *Papers therein referr'd to.*

Account of the tobacco made in Bermuda in the year 1704, and what is likely to be made in 1705, given in by the several Justices of the Peace of that island.

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The Councill of Bermudas' opinions relating to the magazine ship and to planting tobacco.
Collector's account of tobacco exported from Bermuda during Colonel Bennet's government.
Nine Acts passed in Bermuda the 3rd of July, 1705.

May 29. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Bermuda.
Letter from Col. Bennet.

Letter from Colonel Bennet, Lieutenant Governor of Bermuda, dated the 9th of October, 1705, was read, and the papers therein referr'd to laid before the Board, and are as follows, vizt. :

Papers therein referr'd to.

A remonstrance of the judges of assize in Bermuda, relating to Mr. Jones's pretensions to be clerk of assize there.
Copy of the commissions granted formerly and now to the judges in the Island of Bermuda.
Naval officers list of ships entered and cleared in Bermuda from the 13th of June, 1701, to the 19th of September, 1705.

Plantations General.
Letter to Mr. Secretary Hedges about a day of thanksgiving.

A letter to Mr. Secretary Hedges [*fo.* 326], desiring to know her Majesty's pleasure about a day of thanksgiving to be appointed in the Plantations for the great successes of her Majesty's arms in Flanders, was signed.

May 30. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados. Jamaica. Bermuda.
Letters to the Governors.

Letters to the Governors of Bermuda, Jamaica and Barbados, were signed.

Barbados.
Sir John Stanley about counsellors.

Sir John Stanley attending, acquainted their lordships that Sir Beville Granville had not yet received her Majesty's pleasure in relation to the four suspended Counsellors [*fo.* 27 &c.], three of which are now dead, and only Colonel Lillington remaining, and desired that their lordships would offer those that have already been put in by Sir Beville Granville to be confirmed by her Majesty, there being at present vacancies in that Councill ; whereupon ordered [*fo.* 326] that a representation be drawn up accordingly.

Representation to be prepared.

Trade.
Russia Company about Muscovy ships trading to England.

Sir Benjamin Ayloffe, Deputy Governor, with several members of the Russia Company, attending, acquainted their lordships that they had received the letter writ them the 24th instant [*fo.* 317], with the papers therein referr'd to, relating to the permitting of Muscovy ships to come into England, and that they had considered the same, and believed that such a permission would prove very detrimental to the trade of England, but they did not see how it could be prevented ; however they promised [*fo.* 330] to give their reasons more fully in writing some time the next week.

May 31. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Plantations General.
Letter from Mr. Secretary Hedges about a day of thanksgiving.

A letter from Mr. Secretary Hedges, in answer to one writ him the 29th instant [*fo.* 324] signifying her Majesty's pleasure that a day of thanksgiving be observed in the Plantations, was read ;

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and letters to all her Majesty's Governors and to the Proprietary and Charter Governments in America, directing the same, were signed.

Circular letters thereupon.

A memorial from Sir John Stanley, one of the agents for the Island of Barbados, praying that the counsellors admitted by Sir Beville Granville into the Councill of that island may be confirmed by her Majesty, was read; and thereupon a representation for confirming Abel Allein, William Cleland, James Colleton and Middleton Chamberlain, of the Councill of Barbados [*fo.* 325], as directed in yesterday's minutes, was signed.

Barbados.
Memorial from Sir J. Stanley about confirmation of counsellors.
Representation thereupon.

Their lordships again took into consideration the extract of Mr. Whitworth's letter [*fo.* 316], relating to Russia ships trading to England (and mentioned in the minutes of the 24th instant), and made a progress therein.

Trade
to England in Russia ships.

June 3. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A letter from Colonel Dudley, Governor of New England, to the Board, dated the 1st of February last, was read; and thereupon ordered [L. *fo.* 100] that paragraphs D and E, relating to drift whales and Admiralty's right thereunto, be sent to Mr. Secretary Hedges for his information [*fo.* 329], and for such directions as shall be thought fit to be given thereupon; and further ordered that copy of paragraph G, relating to the attacking the French in Canada, be sent also to him, to be laid before her Majesty. The papers referr'd to in the foregoing letter were laid before the Board, and are as follows, vizt.:

New England.
Letter from Col. Dudley.

Extracts sent to Mr. Secretary Hedges relating to drift whales and attacking the French in Canada.

Papers referr'd to in the foregoing letter.

Articles offered to Monsieur Vaudreville by Colonel Dudley for exchange of prisoners.

Copy of a treaty offered by Monsieur Vaudreville, Governor of Canada, to Colonel Dudley, concerning the exchange of prisoners.

Proclamation appointing a day of thanksgiving for the success of her Majesty's arms in the Spanish Netherlands.

June 4. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A letter from several gentlemen imployed in the providing masts for the Royal Navy, to the Board, dated at Berwick in the province of Maine the 15th of February last, in favour of Colonel Dudley, Governor of the Massachusets Bay, was read.

Massachusets.
Letter from gentlemen imployed in providing masts in favour of Col. Dudley.

Another letter from several gentlemen of the Church of England at Boston, to the Board, dated the 4th of February last, in favour of Captain Povey, Lieutenant Governor of the Massachusets Bay, was read.

Another from gentlemen at Boston in favour of Capt. Povey.

A letter to Mr. Secretary Hedges, inclosing the extracts of Colonel Dudley's letter [*fo.* 327], as directed in yesterday's minutes, was signed.

Letter to Mr. Secretary Hedges with extracts of one from Col. Dudley.

Then their lordships took into consideration the Acts past at Barbados in September, October, November and December, 1704, and in January, 170$\frac{4}{5}$ [*vide infra*], and read the same, and gave directions for preparing a representation thereupon.

Barbados.
Acts considered.

Representation to be prepared.

1706.

June 5. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados. *Acts read and considered.*

Their lordships again took into consideration the Acts of Barbados and read those past there in February and March, 170$\frac{4}{5}$ [*vide supra* and *fo.* 330], and began to read those past in June, July and August, 1705, and resolved to proceed thereon to-morrow morning.

Plantations General. *Letter to Mr. Savage for account of Naval stores imported last year, and of blubber, oyle or fins from* **New England.**

Order'd that a letter be writ to Mr. Savage, secretary to ye Commissioners of the Customes [*fo.* 332], to know what naval stores have been imported from the Plantations the last year, as likewise what quantity of whale blubber, oyle or fins has been imported from New England the two last years.

June 6. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados. *Acts considered.*

Their lordships again went on with the consideration of the Barbados Acts [*fo.* 329, 332], and read those past in June, July, August and November, 1705, and those past in January and February 170$\frac{5}{6}$, and gave directions for preparing a representation thereupon to be laid before the Board to-morrow morning.

Representation to be prepared thereupon.

Trade. *Letter from Governor of the Russia Company about Muscovite ships trading to England.*

A letter from Sir Benjamin Ayloffe, Governor of the Russia Company, in answer to a letter writ him the 24th of the last month [*fo.* 325], relating to Muscovite ships trading to England, and desiring their lordships to offer their opinion that, according to the constitution of the English Government, the Muscovy Company cannot be deprived of that trade but by Act of Parliament, was read ; and their lordships, not apprehending that the subjects of the Czar of Muscovy are excluded from the trade of England, provided they conform themselves to the Acts of Parliament relating to foreigners, ordered that a letter be writ to Sir Benjamin Ayloffe, to acquaint him with the Board's opinion herein, and that, if the company will bring to the Board Mr. Attorney General's opinion upon the perusal of their charter [*fo.* 339], their lordships will represent the same to her Majesty accordingly.

Answer.

June 7. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Trade. *Letter from Mr. Secretary Hedges directing the project of a treaty of commerce to be prepared with Venice. Merchants concern'd to give their proposals in writing.*

A letter from Mr. Secretary Hedges of yesterday's date, signifying her Majesty's pleasure that the Board prepare a project of a treaty of commerce with the Republick of Venice, was read ; and thereupon ordered that the merchants concerned in that trade be desired to give the Board such observations and proposalls in writing [*fo.* 47, 333] as they may have to offer upon this occasion.

Bahamas. *Letter from Mr. Secretary Hedges upon a representation about fortifying those islands.*

A letter from Mr. Secretary Hedges of the 6th instant, upon a representation of the 24th of the last month [*fo* 316, 332], directing the Board to prepare a scheme for the fortifying and defending the Bahama Islands, was read ; and their lordships agreed to take the same into consideration at their next meeting.

Barbados. *Representation on Acts.*

A representation upon the Acts past in Barbados from the 17th of November, 1701, to the 21st of March, 170$\frac{4}{5}$ [*fo.* 330, 356, 357], was signed.

1706.

June 11. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Plantations General. *Letter from Mr. Savage about naval stores and whale finns and oyle imported from* **New England.**

A letter from Mr. Savage, secretary to the Commissioners of the Customes, in answer to one writ him the 5th instant [*fo.* 329], inclosing an account of naval stores imported from the Plantations from the 25th of December, 1704, to the 25th of December, 1705, as also an account of whale finns and oyle imported from New England, from the 25th of December, 1703, to the 25th of December last, was read.

Bahamas. *Defence of those islands. Mr. Graves to attend.*

Their lordships taking into consideration Mr. Secretary Hedges's letter mentioned in the last minutes relating to the Bahama Islands [*fo.* 331], ordered that Mr. John Graves have notice to attend the Board [*fo.* 335] on Thursday morning.

New Hampshire. *Acts considered.*

Their lordships then entred into the consideration of a collection of laws in force in New Hampshire [*fo.* 359], and read several of the said laws, together with Mr. Attorney General's report thereupon, and gave notes for preparing a representation upon the whole, so soon as their lordships shall have gone through the said collection.

Trade. *Memorial from Venetian merchants.*

Mr. Jamineau and Mr. Wall attending in behalf of the rest of the Venetian merchants [*fo.* 331, 341], presented to their lordships a memorial, containing several articles propos'd by them for the remedying the hardships they lye under in their trade at Venice, was read ; and their lordships agreed to consider the same at their next meeting.

June 13. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Jamaica. *Letter from Board of Ordnance about a bond for stores borrowed of Col. Handasyd for* **Carolina.**

A letter from the principal officers of her Majesty's Ordnance of the 11th instant, in answer to one writ them the 28th of the last month [*fo.* 321], signifying their having writ to Colonel Handasyd, Governor of Jamaica, for putting in execution the bond of one thousand pounds given him by Mr. Robert Daniel for return of stores borrowed for the use of Carolina by the said Mr. Daniel, if he do not comply therewith, was read.

Nevis. *Copy of an Order of Council on representation for repealing two Acts.*

Copy of an Order of Councill of the 2nd of May, 1706 [*fo.* 307], upon a representation of the same day for repealing two Acts past at Nevis the ——— approving the said representation, was read.

Copy of another order on the same representation for confirming two Acts.

Copy of another Order of Councill of the same date [*fo.* 307] upon the same representation for confirming two Acts past at Nevis in 1704 and 1705, approving the same, was read.

Carolina. *Copy of an order on a representation for repealing two laws.*

Copy of an Order of Councill of the 10th instant [*fo.* 316], upon a representation of the 24th of the last month, for repealing two laws past in Carolina, approving the same, and directing the Lords Proprietors to declare the said laws null and voyd accordingly, was read.

Copy of an Order of Councill about proceeding against the Charters by Quo Warranto.

Copy of another Order of Councill upon a representation of the same date [*fo.* 316], directing Mr. Attorney and Mr. Sollicitor General to report to her Majesty what may be most necessary for proceeding against the charters of Carolina by way of Quo Warranto, was read.

1706.
Mr. Graves at the Board about state of the **Bahama Islands.**

Mr. Graves attending, and being ask'd several questions in relation to the Bahama Islands [*fo.* 332, 336], he said that when he came away in December last there was about 27 families remaining on the Island of Providence and about 4 or 500 inhabitants scattered in the other islands; that they have about 14 sloops at Providence; that if one hundred soldiers with officers were sent there with the stores and provisions mentioned in his memorial presented to their lordships the 14th of Aprill last, he did not doubt but that in a little time, with the assistance of the inhabitants who may be all summoned to Providence, they would be able to defend themselves against the Spaniards; and that, till the fort could be repaired and houses built, he propos'd to build hutts in two or three days' time sufficient to lodge the said soldiers and inhabitants secure from all weather.

Plantations General.
Mr. Bridger with copy of his commission for Surveyor General of the Woods.
Circular letters in his favour delivered to him.

Mr. Bridger attending, presented to the Board a copy of his commission [*fo.* 123, 197], constituting him Surveyor General of the Woods on the Continent of America &c., and at the same time acquainted their lordships that he was now upon his departure for those parts; whereupon ordered that the circular letters to her Majesty's Governors (mentioned in the minutes of the 4th of February last) [*fo.* 197], directing them to give him all due incouragement in that undertaking, and to transmit hither from time to time accounts of Mr. Bridger's proceedings in relation to naval stores, be delivered to him, which was done accordingly.

June 14. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Bahama Islands.
Answer to Mr. Secretary Hedges's letter about security of those islands.

The letter from Mr. Secretary Hedges relating to the fortifying and securing the Bahama Islands [*fo.* 335], mentioned in the minutes of the 7th instant, was again read; and an answer [*fo.* 337, 352] thereunto agreed and ordered to be transcribed.

Newfoundland.
Mr. Jackson. Certificate of his good behaviour.

Mr. John Jackson, late minister of St. John's Harbour in Newfoundland, attending, and praying a certificate of his good behaviour in the execution of his holy office [*fo.* 258, his answer to complaints], during the space of five years in the said harbour, that he may meet with such incouragement as may be a support to himself and family; ordered that the secretary do give him such a certificate accordingly.

June 17. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Ireland.
Letter from Mr. Southwell with explanation of the Lords Justices' proposal for inlarging the term of Mr. Cromelin's patent about the linnen manufacture.

A letter from Mr. Southwell, signifying that he had received an explanation from the Lords Justices of Ireland of their proposal [*fo.* 301, 310] concerning the inlargement of the terme of Mr. Cromelin's patent for setting up the linnen manufacture in Ireland, vizt., that their intention was only to add six years more to the term of the present patent; but, in regard he has now lost this year's season for planting flax, and cannot presently remove to the South of Ireland, as is proposed, they desire there may be another year added thereunto, so that he may have twelve years in his patent from Lady day next, was read; whereupon a letter was immediatly writ to the Lord High Treasurer, signifying the desire of the Lords Justices of Ireland in this matter, and the Board's concurrence therewith.

Letter to the Lord Treasurer thereupon.

1706.

A letter to Mr. Secretary Hedges [*fo.* 336], in answer to his of the 6th instant, inclosing a scheme for the fortifying and defending the Bahama Islands, was sign'd.

Bahama Islands. *Letter to Mr. Secretary Hedges with a scheme for defending those islands.*

A letter from Mr. John Evans, Deputy Governor of Pennsylvania, dated the 19th January, $170\frac{5}{6}$ [*fo.* 353], relating chiefly to two Acts lately passed in that province, vizt. : *An Act directing the qualifications of all magistrates and officers, also the manner of giving evidence*, and *An Act for the better proportioning the rates of money &c.*, was read ; and thereupon ordered that a copy of the first of the said Acts, with an extract of Mr. Evans's letter relating thereunto, be sent to Mr. Attorney General for his opinion thereupon [*fo.* 354] in point of law. The papers referr'd to in the foresaid letter were laid before the Board and are as follows, vizt. :

Pennsylvania. *Letter from Mr. Evans.*

Letter to Mr. Attorney General with an Act, &c.

Minutes of Councill of the 9th of January, $170\frac{5}{6}$, upon a conference between that Board and the Assembly, relating to the administering of oaths in judicial affairs.

Address of the Assembly to the Deputy Governor upon the same subject.

An Act directing the qualifications of all magistrates and officers, also the manner of giving evidence.

An Act for the better proportioning the rates of money in payments made upon contracts according to the former regulation.

Papers referr'd to in Mr. Evans's foregoing letter.

Ordered that the book of Maryland laws past there in 1705 [L. *fo.* 27], be sent to Mr. Sollicitor General for his opinion thereupon in point of law.

Maryland. *Book of laws sent to Mr. Sollicitor Generall.*

June 18. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

A letter from Sir Benjamin Ayloffe, Governor of the Russia Company [*fo.* 331], in answer to one writ him the 6th instant, signifying that the Company did not think it adviseable to apply to Mr. Attorney General in relation to the permitting of Muscovite ships to come to England lest the Czar should hear that they insist upon the priviledge granted them solely of trading to Russia, was read ; whereupon their lordships gave directions [*fo.* 341] for preparing a letter to Mr. Secretary Harley, in answer to his of the 20th of May upon that subject.

Trade. *Letter from Governor of Russia Company about Muscovite ships trading to England.*

Letter to Mr. Secretary Harley to be prepared thereupon.

An Order of Councill of the 10th instant, upon a report from the Lords of the Committee for hearing of appeals, on the petition of Sir Henry Ashhurst, complaining of a decree made by Commissioners in favour of the Mohegan Indians against the Government of Connecticut [*fo.* 183, 343], reversing that part of the decree which relates to costs, directing a Commission of Review to be prepared, and naming the Lord Cornbury to be one of the Commissioners, and referring of it to this Board to propose to her Majesty such persons as they shall judge necessary to be inserted in the said commission, as also prepare minutes to be sent to Mr. Attorney General for his instructions in drawing the same, as also to consider of the petition of the agent of the said Mohegans, praying that the

Connecticut. *Order of Council upon a report from Committee of Appeals relating to the Mohegan Indians.*

1706.

Heads of a representation thereupon agreed.

said commission may be executed in Connecticut without any charge to the Indians, was read ; and their lordships agreed [*fo.* 344] to offer that all the Councill of New Yorke be inserted as Commissioners in the said commission, and that her Majesty be pleased to give directions that the said commission be executed in Connecticut without any charge to the Indians.

Plantations General.
Order of Councill upon a petition of several gentlemen about consumption of English manufactures in the Plantations.

An Order of Councill of the 10th instant upon the petition and proposal of Richard Butler, William Ashton, Henry Pacy and others, for an annual consumption of English woollen manufactures in the Plantations, was read ; and their lordships resolved [*fo.* 348] to take the same into consideration at the first opportunity.

June 20. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Trade.
Second memorial from the Venetian merchants about grievances in their trade.

A second memorial from the Venetian merchants [*fo.* 333, 342] relating to grievances they meet with in their trade, being received yesterday, was read.

Draught of letter to Mr. Secretary Hedges relating to treaty of commerce with Venice.
Venetian merchants to attend.

Their lordships then took into consideration the draught of a letter to Mr. Secretary Hedges in answer to his of the 6th instant, relating to a Treaty of Commerce with the Republick of Venice, and made a progress therein, and ordered that the Venetian merchants have notice [*fo.* 343] to attend the Board on Tuesday morning next.

Draught of letter to Mr. Secretary Harley relating to Muscovites trading to England in their own ships.

The draught of a letter to Mr. Secretary Harley [*fo.* 339, 342], in answer to his of the 20th of the last month relating to the Muscovites trading to England in their own ships, was agreed and ordered to be transcribed.

June 21. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Leeward Islands.
Letter from Col. Hodges, Lieut.-Gov. of Mountserrat, relating to spoils committed by the French on Nevis.
Letter to Mr. Secretary Hedges with a copy thereof.

A letter from Colonel Hodges, Lieutenant Governor of Mountserrat, dated the 6th of Aprill last, giving an account of the spoils committed by the French on the Island of Nevis, was read ; and a letter to Mr. Secretary Hedges inclosing a copy thereof, was signed.

Trade.
Letter to Mr. Secretary Harley about Muscovites trading in their own ships.

A letter to Mr. Secretary Harley [*fo.* 341, 352], relating to the Muscovites trading to England in their own shipping (as agreed the last meeting) was signed.

Grievances of the Venetian merchants considered.

Their lordships made a further progress [*fo.* 341, 343] in considering the grievances the Venetian merchants lye under in relation to their trade at Venice.

June 25. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

1706.

Sir Henry Ashhurst attending [*fo.* 339], he proposed to their lordships the naming of the Councill of the Massachusets Bay for Commissioners in the Commission of Review, in the difference between the Mohegan Indians and the Government of Connecticut, but being desired to put into writing what he had to offer upon that affair [*fo.* 344], he promised to do it accordingly.

Connecticut. *Sir Henry Ashhurst about Commission of Review relating to the Mohegan Indians.*

Mr. Wall and Mr. Jamineau attending in behalf of the Venetian merchants [*fo.* 341, 342], their lordships made a further progress in considering the draught of a letter to Mr. Secretary Hedges [*fo.* 346] relating to a treaty of commerce with the Republick of Venice.

Trade. *Mr. Wall and Jamineau about Venetian trade. Draught of letter to Mr. Secretary Hedges relating to a treaty of commerce.*

June 26. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Sir Henry Ashhurst presented to their lordships [*fo.* 343] a list of the names of several persons he desired might be inserted in the Commission of Review of the difference between the Government of Connecticut and the Mohegan Indians, which was read ; and he was thereupon acquainted that their lordships, to avoid all difference that might happen, thought it most proper not to name any of the persons proposed by him as agent of Connecticut or by the agent of the said Indians [*fo.* 340], and that they had therefore agreed to offer the Councill of New Yorke with the Lord Cornbury as proper persons in this behalf.

Connecticut. *Sir Henry Ashhurst with list of persons he desires may be incerted in the Commission of Review relating to the Mohegan Indians.*

A representation offering that all the Councill of New Yorke with the Lord Cornbury may be Commissioners [*fo.* 340, 352] in the Commission of Review of the difference between the Government of Connecticut and the Mohegan Indians, was signed.

Representation offering the Lord Cornbury and the Councill of New Yorke to be of the said Commission.

A letter from Colonel Handasyd, Governor of Jamaica, dated the 12th of the last month, giving an account [*fo.* 348] of what he had heard of the proceedings of the French in the Leeward Islands, and desiring their lordships' determination upon the *Act to provide an additional subsistence for her Majesty's officers and soldiers, and for other uses*, was read ; and thereupon ordered [*fo.* 286, 356] that Mr. Attorney General be desired to expedite his opinion upon the said Act.

Jamaica. *Letter from Col. Handasyd about proceeding of the French in the Leeward Islands, and about an Act for subsistence of the soldiers, &c. Letter to Mr. Attorney General for his opinion on the said Act.*

A letter from Mr. Dummer, dated the 24th instant, giving an account of the proceedings of the French in the West Indies, was read.

Plantations General. *Letter from Mr. Dummer about proceedings of the French.*

June 28. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Mr. Penn communicated to their lordships a list of the Acts lately past by his Deputy Governor in Pennsylvania ; and thereupon desired their lordships to signify to the said Deputy Governor their satisfaction with the Assembly's having past an Act for the support of that Government : whereupon a letter to Mr. John Evans, Deputy Governor of Pennsylvania, was signed accordingly.

Pennsylvania. *Mr. Penn with list of Acts past in Pennsylvania. Letter to the Deputy Governor thereupon.*

A letter to Mr. Secretary Hedges, in answer to his of the 6th instant [*fo.* 343], relating to a treaty of commerce with Venice, was signed.

Trade. *Letter to Mr. Secretary Hedges about treaty of commerce with Venice*

1706.

July 1. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

St. Christophers. *Letter from Lieut.-Gov. about descent of the French. Strength of the Island. Stores.*

A letter from Colonel Hamilton, Lieutenant Governor of St. Christopher's, of ye 20th of Aprill last, relating to the descent of the French on the Island of Nevis, together with an account of the present strength of St. Christopher's and of the stores now there, were read; whereupon ordered [*fo.* 348] that copies of the said letter and account of stores be sent to Mr. Secretary Hedges to be laid before her Majesty.

Barbados. *Letter from the Governor with copy of one to him from Lieut.-Gov. of Antego about French invasion.*

A letter from Sir Beville Granville, Governor of Barbados, dated the 7th of Aprill last, inclosing a copy of a letter from Colonel Yeamans, Lieutenant Governor of Antigua, containing an account of the French invasion of the Leeward Islands, was read; and their lordships thereupon ordered [*fo.* 348] that copies thereof be likewise sent to Mr. Secretary Hedges for his information.

Maryland. *Letter from Col. Seymour.*

A letter from Colonel Seymour, Governor of Maryland (without date), was read [Answer, L. *fo.* 98]; whereupon ordered that paragraph H, relating to powder and arms, be sent to the Board of Ordnance for their information [*fo.* 349], and that paragraph K, relating to the uncertainty of convoys sailing from those parts, together with paragraph L, desiring a small vessell to attend that government [*fo.* 349], be sent to Mr. Secretary Hedges. And their lordships further ordered that paragraph O of the aforesaid letter, with the proceedings of the Court of Admiralty there relating to the prize *Ortolant*, taken and condemned in that province, be sent to the Commissioners of Prizes.

Extracts thereof to be sent to Mr. Secretary Hedges, and to the Commissioners for Prizes.

Letter from Mr. Secretary Hedges, with extract of a letter from Col. Seymour about Irish Papists

A letter from Mr. Secretary Hedges of the 28th instant, inclosing an extract of a letter* from Colonel Seymour to himself, relating to the great number of Irish Papists imported into Maryland, and to the incouragement given them to settle in that province &c., was read; and thereupon ordered that a copy of the said extract (being the same as paragraph M in Colonel Seymour's letter to the Board) be sent to Mr. Sollicitor General [*fo.* 374], and that he be desired to consider the same, together with the Act to prevent the growth of Popery in Maryland (already in his hands), and to give their lordships his opinion thereupon, and to send the same with the said Act.

sent to Mr. Sollicitor Generall.

Plantations Generall. *Order of Councill on Butler's petition relating to consumption of woollen manufacture.*

An Order of Councill of the 10th of the last month [*fo.* 340], on the petition of Richard Butler and others upon their proposal for an annual consumption of the English woollen manufactures in the Plantations, was read; whereupon ordered [*fo.* 350] that Mr. Butler be desired to attend the Board on Wednesday morning next.

July 2. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Jamaica. Barbados. St. Christophers. *Letter to Mr. Secretary Hedges with letters from the Governors.*

A letter to Mr. Secretary Hedges, inclosing the letters lately received from the Governors of Jamaica, Barbados, and the Lieutenant Governor of St. Christopher's [*fo.* 345, 346, 347], relating to the spoils which the French have made in the Leeward Islands, as directed in yesterday's minutes, was signed.

* [In right hand margin. *Report on Acts about Popery, fol.* 157.]

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A letter to Mr. Secretary Hedges, inclosing paragraphs K and L of Colonel Seymour's letter relating to convoys and a small ship of war for Maryland [*fo.* 347], as directed in yesterday's minutes, was also signed.

Maryland. *Letter to Mr. Secretary Hedges about convoys.*

A letter to the Board of Ordnance, inclosing paragraph H of Colonel Seymour's foresaid letter [*fo.* 347] relating to stores of war, was signed.

Letter to the Board of Ordnance about stores of war.

A letter from Sir John Stanley, inclosing an extract of a letter from Sir Beville Granville, promising to send over in his next the papers relating to Colonel Lillington and Mr. Chilton, was read.

Barbados. *Letter from Sir John Stanley about Lillington and Chilton.*

Two letters from Colonel Bennet, Lieutenant Governor of Bermuda, dated the 31st of October, 1705, and 11th of March last, together with the proceedings against Dr. Star at a Quarter Sessions held there the 13th of July, 1704, were read; and Colonel Bennet having in the last of the said letters given an account of the death of four of the present Councill of that island, and proposed that Captain Thomas Brooks, Captain Thomas Jenner and Colonel John Trimmingham be constituted by her Majesty of the said Councill; their lordships gave directions for preparing a representation to her Majesty accordingly [*vide infra*].

Bermuda. *Two letters from Col. Bennet.*

Four counsellors dead. New ones proposed. Representation to be prepared thereon.

An Order of Councill of the 26th of the last month upon a petition of the merchants and other traders of the city of Bristoll, praying that the duty on bottled beer, ale and cyder imported into Jamaica from England may be lowered, was read; and directions given for preparing a representation thereupon [*vide infra*].

Jamaica. *Order of Councill about lessening the duty on bottled beer, &c., imported at Jamaica.*

July 4. Present:—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

A representation relating to the duties laid at Jamaica upon bottled beer, ale and cyder [*vide supra* and *fo.* 360], as directed in yesterday's minutes, was signed.

Jamaica. *Representation about duty on bottled beer, &c.*

A representation proposing that Captain Thomas Brooks, Captain Thomas Jenner and Colonel John Trimmingham be constituted of the Councill of Bermuda [*vide supra* and *fo.* 367], as directed in yesterday's minutes, was signed.

Bermuda. *Representation for three new counsellors.*

Mr. Butler, Mr. King and Mr. Ashton attending [*fo.* 348, 427], presented to their lordships a memorial, containing an answer to such objections as they suppose may be made to their proposal for cloathing servants and slaves in the plantations with linsey-woollsey, which was read; whereupon they were acquainted that they would do well to consult and advise with the agents and merchants concerned in the plantations, whether that sort of cloathing would be well received there, which they promised to do and bring their lordships an answer.

Plantations General. *Memorial from Mr. Butler, &c., about their proposal for clothing servants in the Plantations with linsey woollsey.*

July 5. Present:—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

A letter to Mr. Secretary Hedges, upon occasion of the reduction of the town of Ostend to the obedience of the Crown of Spain under King Charles the Third, relating to the opening of a trade to the Spanish Netherlands and other remoter parts, in case the prohibition

Trade. *Letter to Mr. Secretary Hedges about opening a trade to the Spanish Netherlands.*

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in Flanders be taken off, as mentioned in an Act of the 11th and 12th of the late King concerning the same, was signed.

Trade.
Report from Commissioners of the Customes about trade to England in Russia ships.

A report from the Commissioners of the Customes in answer to a letter writ to Mr. Lowndes the 24th of May last [*fo.* 317, 342], upon the extract of a letter from Mr. Whitworth relating to the trade to England from Muscovy in Russia ships, was read.

Carolina. Bahama Islands.
Order of Councill on Mr. Attorney and Mr. Sollicitor General's report relating to their charters.

Copy of an Order of Councill of the 26th of the last month [*fo.* 313], upon a report from Mr. Attorney and Mr. Sollicitor General touching the more effectual proceedings against the charters of the provinces of Carolina and the Bahama Islands, leaving the consideration of the priviledge of peers therein concerned to the determination of the House of Lords, was read.

Bahama Islands.
Order of Councill on representation relating to the Bahama Islands.

Copy of an Order of Councill of the 26th of the last month, upon a representation of the 24th of May relating to the Bahama Islands [*fo.* 316, 336], directing that matter to be laid before her Majesty by a Secretary of State, in order to receive her Majesty's pleasure for taking care of the said Islands, when her Majesty's other affairs shall permit, was read.

Connecticut.
Order of Councill on representation relating to the Mohegan Indians.

An Order of Councill of the 26th of the last month, upon a representation of the same date [*fo.* 344, 356], relating to a Commission of Review of the difference between the Mohegan Indians and the government of Connecticut, directing the Board to signify to the Lord Cornbury and the rest of the Commissioners, that the said Indians be not put to any expence whatsoever in the execution of the said Commission in those parts, was read ; and orders given [*vide infra*] for writing to the Lord Cornbury accordingly.

July 8. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

New Yorke. Connecticut.
Letter to the Lord Cornbury about Mohegan Indians.

A letter to the Lord Cornbury, in pursuance of her Majesty's Order in Councill of the 26th of June [*fo.* 352], mentioned in the last minutes, relating to the expediting of the Mohegan affair without charge to the Indians in Connecticut, was signed.

Pennsylvania.
Letter from Lord Bishop of London about an Act of Pennsylvania about magistrates. Letter to Mr. Borret thereupon.

A letter from the Lord Bishop of London, dated the 4th instant [*fo.* 338], relating to an Act lately past in Pennsylvania, intituled, *An Act directing the qualifications of all magistrates and officers, as also the manner of giving evidence*, was read ; and thereupon ordered [*fo.* 338, 354] that a letter be writ to Mr. Borret for the expediting Mr. Attorney General's opinion upon the said Act, which was sent him the 19th of the last month.

July 10. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Pennsylvania.
Mr. Attorney General's report on Act about magistrates.

Resolves thereon.

Mr. Attorney General's report upon *An Act* of Pennsylvania [*fo.* 338, 355, 394,] *directing the qualification of all magistrates and officers, as also the manner of giving evidence*, together with the said Act and a letter from the Lord Bishop of London of the 4th instant [*fo.* 353] relating thereunto, were read ; whereupon their lordships agreed to lay the same before her Majesty for her disallowance, unless Mr. Penn do give their lordships assurance that the Assembly of Pennsylvania shall, at their first meeting after the

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receipt of the orders that will be sent the Lieutenant Governor, pass an additional Act with the following provisions, vizt. :

That no judges, justices of the peace &c. shall sit as a Court to try any civil or criminal causes whatsoever, unless there be always one of the said judges or justices, at least, present, who can and will administer an oath to such who by the law of England are required to take oathes in the like cases.

That all persons who refuse to take oaths shall be obliged to declare that they do it purely upon a consciencious scruple before they be admitted to take the affirmation allowed to Quakers in England.

And that the last clause in the said Act, allowing evidence in writing, be repealed, or that it be restrained only to civil and not criminal causes.

July 11. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Pennsylvania. *Letter to Mr. Penn.*

Ordered that a letter be writ to Mr. Penn [*fo.* 354, 394] to acquaint him that the Board desire to speak with him upon the *Act* past at Pennsylvania *directing the qualifications of all magistrates and officers, as also the manner of giving evidence.*

New England. *Mr. Attorney General's report about exportation of wooll cards thither.*

Mr. Attorney General's report, in answer to a letter writ him the 1st of Aprill last [*fo.* 262] relating to exportation of wooll cards to New England, signifying that there is no law prohibiting the same, was read.

Jamaica. *Mr. Attorney General's report on an Act about soldiers. Representation to be prepared.*

Another report from Mr. Attorney General [*fo.* 345] upon an Act past at Jamaica the 30th of October, 1705, intituled *An Act to provide an additional subsistence for her Majesty's officers and soldiers, and for other uses*, was read ; and directions given [*fo.* 357] for preparing a representation to lay the same before her Majesty, and offering that the said Act be repealed.

New Yorke. Connecticut. *Order of Councill on representation for the Lord Cornbury and Councill of New Yorke to be commissioners for hearing the cause of the Mohegans.*

Copy of an Order of Councill of the 26th of June last [*fo.* 352, 369], upon a representation of the same date, proposing that the Lord Cornbury and the Councill of New Yorke be appointed Commissioners in the Commission of Review for hearing and determining the differences between the Mohegan Indians and the government of Connecticut, approving the same, was read.

Barbados. *Copy of an Order of Councill on a representation for confirming Acts.*

Copy of an Order of Councill of the 26th of June last [*fo.* 332], upon a representation of the 7th of the same month, for confirming several Acts past at Barbados, approving the said representation, was read.

Order of Councill on representation for repealing several Acts.

Copy of an Order of Councill of the 26th of June last [*fo.* 332], upon a representation of the 7th of the same month, for repealing several Acts past in Barbados, approving the same, was read.

July 12. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Jamaica. *Draught of representation on an Act for subsistence of soldiers.*

A representation upon an Act past at Jamaica the 30th of October, 1705 [*fo.* 356, 358], intituled *An Act to provide an additional subsistence for her Majesty's officers and soldiers and for other uses* (as

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mentioned in yesterday's minutes), was agreed and ordered to be transcribed.

July 15. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Jamaica. *Representation for repealing the Act about soldiers' subsistence.*

A representation for repealing the Jamaica *Act for providing an additional subsistence for her Majesty's soldiers &c.* [*fo.* 357; L. *fo.* 7], as agreed in yesterday's minutes, was signed.

Massachusets. *Letters from Col. Dudley.*

A letter from Colonel Dudley, Governor of the Massachusets Bay, to the Board, dated the 23rd of Aprill last, and another letter from him to the secretary, dated the 6th of May last, were read.

Letter from Mr. Secretary Hedges with extract of one from Col. Dudley about French Indians. Answer.

A letter from Mr. Secretary Hedges of the 12th instant, inclosing an extract of a letter from Colonel Dudley relating to his having driven the French Indians from their settlements, was read ; and an answer thereunto immediatly drawn up and signed.

July 17. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

New Hampshire. *Laws under consideration.*

Their lordships took into consideration the collection of the laws in force in New Hampshire in 1702 [*fo.* 333, 360], and made some progress therein.

Miscellanies. *Incidents.*

The account of the incident charges of this office from Ladyday, 1706, to Midsummer following, were laid before the Board, and are as follows, vizt. :

	l.	*s.*	*d.*
The Secretary's account of petty expences amounting to	11	5	8
The Stationer's account, amounting to	22	9	4
The Postman's account, amounting to	89	15	6
The account for wood and coals, amounting to ..	33	19	8
Amounting in the whole to	157	10	2

Letter to the Lord High Treasurer.

And a letter to the Lord High Treasurer, to desire his lordship's orders for payment thereof, was signed.

New Yorke. New Jersey. *Letter to the Lord Cornbury about stores of war.*

A letter to the Lord Cornbury, Governor of New Yorke, requiring him to transmit accounts of remains of stores of war of all sorts, and an account of expences and the necessity of such expences of ordnance stores ; and advising his lordship to move the Assemblies of New Yorke, as well as of New Jersey, to make due provision of money for purchasing a supply of the said stores for the defence of those provinces, was read.

July 18. Present :—Lord Dartmouth, Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

New Hampshire. *Laws. Report to be drawn.*

Their lordships again took into consideration the laws of New Hampshire [*fo.* 359, 361], mentioned in yesterday's minutes, and went through the same, and ordered that a report be prepared for repealing several of the said laws [*fo.* 361].

Jamaica.

Copy of an Order of Councill of the 15th instant [*fo.* 350], upon a representation of the 4th ditto, on the petition of the merchants

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of Bristoll, praying that the duty on bottled beer &c. imported into Jamaica, may be lower'd, approving the said representation, was read; and thereupon ordered that a letter be writ to Colonel Handasyd, Governor of Jamaica [*vide infra*] to transmit the petition of the said merchants, together with the Order of Councill thereupon.

Order of Councill on representation about duty on bottled beer &c., imported into Jamaica, &c. Letter to Colonel Handasyd thereupon.

July 19. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

A letter to Colonel Handasyd, Governor of Jamaica, transmitting her Majesty's Order in Council of the 15th instant for lessening the duty on beer, ale and cyder imported into that island, as mentioned in yesterday's minutes [*vide supra*], was signed.

Jamaica. *Letter to Col. Handasyd about duty on liquors imported.*

A representation upon the collection of the laws of New Hampshire in New England [*fo.* 360; L. *fo.* 7] for confirming thirteen and repealing thirteen of the said laws, was agreed and signed.

New Hampshire. *Laws. Representation thereon.*

July 22. Present :—Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Their lordships took into consideration four private Acts past in the Massachusets Bay in 1696, 1697, and 1698 [*fo.* 363], as also the Acts past the 12th of February, 170$\frac{0}{1}$, 19th of Aprill, 28th of May, 1701, and part of those past the 15th of October, 1702, and made some progress therein, and ordered that several of the said Acts be sent to Mr. Attorney General for his opinion thereupon in point of law, and also that the *Act to prevent and make void clandestine and illegal purchases of land from the Indians*, be sent to Colonel Dudley, to know the reason of the Assembly's making this Act, there being such a one before, and to explain the proviso in the said Act relating to Martha's Vinyard. Further ordered, that the *Act for establishing of a Naval Office and for ascertaining of the fees*, be sent to Mr. Lowndes, for the opinion of the Commissioners of her Majesty's Customes thereon.

Massachusets. *Acts under consideration*

to be sent to Mr. Attorney General.

One to Colonel Dudley.

Another of the said Acts to Mr. Lowndes.

July 23. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Their lordships again took into consideration the Acts of the Massachusets Bay from May, 1702, to May, 1705 [*fo.* 362], and went through the same, and gave directions for sending some of the said Acts to Mr. Attorney General for his opinion thereupon in point of law.

Massachusets. *Acts.*

An account of the ordnance, gunners, stores &c., remaining in her Majesty's Plantations in America, according to the several accounts sent to the Board of Ordnance by the respective Governors, and

Plantations General. *Account of Ordnance stores.*

An account of the issues of ordnance &c. in her Majesty's Plantations in America, according to the several accounts sent to the Board of Ordnance by the respective Governors, were communicated to the Board from the Councill Office.

Account of issues of Ordnance stores.

August 2. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Prior.

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Jamaica.
Letter from Col. Handasyd. Extract thereof sent to Mr. Burchet.

A letter from Colonel Handasyd, Governor of Jamaica, dated the 18th of June, 1706, was read; and thereupon ordered that paragraph D of the said letter, relating to the advice Colonel Handasyd has received of five or six French men-of-war's being gone down to the Havana, be sent to Mr. Burchet for the information of his Royal Highness the Lord High Admiral's Councill.

August 6. Present:—Lord Dartmouth, Sir Philip Meadows, Mr. Prior.

Newfoundland.
Letter from Mr. Merret about new attempts of the French.

A letter from Mr. Solomon Merrett to the Secretary of the 1st instant [*fo.* 169], relating to some new attempts of the French at Ferryland and Port Graves in Newfoundland, and to their being repulsed at both places by Captain Lloyd, who has taken several Canadians prisoners and carryed them to St. John's, was read.

Bermuda.
Letter from Col. Bennet.

A letter from Colonel Bennet, Lieutenant Governor of Bermuda, dated the 9th of July last, was read; and the papers therein referr'd to laid before the Board, and are as follows, vizt.:

Papers therein referr'd to.

Account of the fortifications in Bermuda &c.

Account of the stores of war in the magazines in Bermuda which Colonel Bennet found there at his arrival.

Proceedings of a Court of Admiralty held in Bermuda the 11th of January, $170\frac{5}{6}$.

Account of stores sent to Board of Ordnance.

Ordered that a copy of the foresaid account of stores be sent to the Board of Ordnance [*fo.* 369] for their information.

Letter from Mr. Jones with complaints against Col. Bennet.

A letter from Mr. Jones, secretary and provost marshall of Bermuda, to the Board, complaining of Colonel Bennet's administration, together with several papers relating thereunto, dated the 20th of June last, was read; and the papers referr'd to therein laid before the Board, and are as follow:

Papers relating thereto.

Copy of a commission granted by Colonel Bennet to Mr. Spofforth &c. to be Chief Justice of Bermuda, dated the 17th of May, 1705.

Copy of a commission granted by Colonel Bennet to Mr. White &c. to be Chief Justice of Bermuda, dated the 16th of May, 1706. Also copy of the adjournments of the Courts of Assizes.

Copy of a patent granted by Colonel Bennet to Samuel Skinner for a parcel of land to him and his heirs, dated the 29th of May, 1706.

List of commissions granted by Colonel Bennet since his arrival in Bermuda to the 29th of December, 1704.

Copy of Mr. Jones's writ of error on an indictment of perjury, dated 25th May, 1706.

Copy of Mr. Jones's petition to Colonel Bennet for her Majesty's writ of error out of the Court of Chancery in Bermuda.

Copy of the Order of the Quarter Sessions for committing Dr. Star if he could not give 500*l.* security for ill words spoken by him. Dated 12th July, 1705.

Copy of a lease of land granted by Mr. Day, late Lieutenant Governor of Bermuda, to Mr. White; dated the 25th of Aprill, 1699.

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A letter from Mr. Gilbert Nelson, complaining of some indecencies in the Lieutenant Governor of Bermuda and three of the members of the Council there, dated the 13th of June last, was read.

Bermuda. *Letter from Mr. Nelson against Col. Bennet.*

Copy of an Order of Council of the 15th of July last [*fo.* 350], upon a representation of the 4th ditto, proposing Captain Brooks, Captain Jenner and Colonel Trimingham to be of the Council of Bermuda, approving the same, was read.

Copy of an order of Council approving a representation for three new counsellors.

August 8. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Prior.

A letter from Mr. John Nelson to the secretary, dated at Boston the 11th of February, 170$\frac{5}{6}$, inclosing the case of Colonel Dudley, Governor of the Massachusets Bay and New Hampshire, and desiring that the said Colonel may be continued in the Government of those provinces, was read.

New England. *Letter from Mr. Nelson in favour of Col. Dudley.*

A letter from Mr. Abbot, President of the Council of Nevis, giving an account of the descent of the French on that island, and the ill usage the inhabitants have met with from Monsieur D'Iberville, dated the 3rd June last, was read, and the papers therein referr'd to laid before the Board, and are as follows, vizt. :

Nevis. *Letter from Mr. Abbot about descent of the French.*

Account of the taking of Nevis by Monsieur D'Iberville. His breach of the treaty and barbarity to the inhabitants.

Copy of a petition from the inhabitants of Nevis to her Majesty, praying her protection against the French.

Papers therein referr'd to.

Whereupon ordered that Colonel Jory have notice to attend the Board on Tuesday morning next (*vide infra*).

Col. Jory summon'd.

A letter from Mr. Dummer of the 1st instant, with an account of the proceedings out and home of the *Jamaica* packet-boat, was read.

Plantations General. *Letter from Mr. Dummer.*

August 13, Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Prior.

Colonel Jory attending [*vide supra*], with Colonel Smith, one of the Council of Nevis and lately arrived from thence communicated to their lordships a petition from the inhabitants of Nevis to her Majesty, praying for her protection of them against the French (the copy whereof was mentioned in the last minutes), together with several other papers relating to the French breaking the articles of capitulation made with the inhabitants of Nevis, and to their barbarous usage of them, which was read ; whereupon these gentlemen were advised to draw up in writing what they had to propose for the benefit of the said inhabitants, and to deliver the same, as also the forementioned papers, to Mr. Secretary Hedges, in order to be presented to her Majesty, which they promised to do accordingly.

Nevis. *Col. Jory and Mr. Smith at the Board with a petition from the inhabitants praying her Majesty's protection, &c.*

A letter to the Board of Ordnance, inclosing the account of stores of war received from Colonel Bennet, and mentioned in the minutes of the 6th instant [*fo.* 365], was signed.

Bermuda. *Letter to the Board of Ordnance with account of stores.*

August 15. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Prior.

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New Yorke. Connecticut.
Letter from Mr. Secretary Hedges for preparing a warrant to draw Commission of Review about Mohegan Indians, &c.
Letter to Mr. Attorney General thereupon.

A letter from Mr. Secretary Hedges of the 12th instant [*fo.* 356] desiring the Board to prepare a warrant for her Majesty's Royal signature for drawing up a Commission of Review [L. *fo.* 50] for hearing and determining the differences between the Mohegan Indians and the Government of Connecticut, pursuant to an order of the 26th of June last (and mentioned in the minutes of the 11th of the last month), was read; and thereupon ordered that a letter be writ to Mr. Attorny General, inclosing a copy of the former commission relating to that matter, together with the proceedings had thereupon in Connecticut, as also a list of Commissioners' names to be inserted in the Commission of Review, for drawing up the said commission accordingly.

August 27. Present:—Lord Bishop of London, Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

New England.
Capt. Povey at the Board with broken seal of New Hampshire.
Account of state of defence of Massachusets Bay.

Captain Povey, Lieutenant Governor of the Massachusets Bay, lately arrived from thence, attending, presented to their lordships the broken seal of the province of New Hampshire; and being ask'd in what condition he left the province of the Massachusets Bay in relation to the state of defence, he said that there was a very good fort and battery finished on Castle Island in the entrance of the harbour of Boston, but that the Government there did not allow men enough to defend it in case it were attacked by the enemy—that though their militia was numerous, consisting of 11 or 12,000 men (six troops of horse and two regiments of dragoons included), yet there was not any in the province capable of drawing them up, or of teaching them the ordinary discipline of war, and that they were so negligent in their keeping of their arms that there was scarce 1,000 good ones in the province.

August 29. Present:—Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

Antego.
Letter from Mr. Secretary Hedges with memorial from Mr. Cary about cannon.

A letter from Mr. Secretary Hedges of the 24th instant, inclosing a memorial from Mr. Cary [*fo.* 373], in behalf of the inhabitants of Antego, praying that they may have 40 or 50 cannon &c. sent over for the defence of the said island, was read.

Barbados.
Letter from Sir Beville Granville.

A letter from Sir Beville Granville, Governor of Barbados, dated the 28th of June last, was read, and the papers therein referr'd to laid before the Board, and are as follows, vizt.:

Papers therein referr'd to.

List of persons' names recommended by Sir Beville Granville to be of the Councill of Barbados.

A petition from the Councill and General Assembly of Barbados to Sir Beville Granville, praying that he will represent the disadvantages they labour under in relation to trade, particularly in that of sugar, to her Majesty for a redress thereof.

Naval officers' list of ships entred and cleared in Barbados from the 25th of December, 1705, to the 24th of March following.

Letter to be prepared to Mr. Secretary Hedges upon the foregoing petition.

Whereupon ordered that the secretary prepare a draught of a letter to Mr. Secretary Hedges [*fo.* 374], for laying before her Majesty the abovesaid petition.

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Ireland.
Blackwel Hall Factors about sending wooll, &c., from Ireland to France.

Some Blackwell-Hall factors attending, presented to the Board a memorial setting forth the ill consequences that will attend the sending of wooll and woollen yarn from the southern coast of Ireland into France, and praying a stop may be put to the said pernicious practices; and the gentlemen were acquainted that orders were already given by the Lord High Treasurer and the Duke of Ormond to the Commissioners of the Revenue in that kingdom, so that, if they thought anything yet wanting they might make application to the said Commissioners, who will do what is necessary in that behalf; with which answer those gentlemen went away satisfyed.

August 30. Present:—Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

Barbados. Bermuda.
Letters to the Governors.

Letters to Sir Beville Granville, Governor of Barbados, and to Colonel Bennet, Lieutenant Governor of Bermuda, were signed.

Antego.
Letter to Mr. Secretary Hedges about cannon.

A letter to Mr. Secretary Hedges, in answer to his of the 24th instant [*fo.* 371], relating to cannon for the island of Antego, proposing that matter may be referr'd to the principal officers of her Majesty's Ordnance, was signed.

Barbados.
Letter to Mr. Secretary Hedges with the Assembly's petition.

A letter to Mr. Secretary Hedges, inclosing the petition of the Councill and Assembly of Barbados, to Sir Beville Granville [*fo.* 372], as directed in yesterday's minutes, was signed.

September 17. Present:—Lord Dartmouth, Sir Philip Meadows, Mr. Pollexfen.

Maryland.
Letter from Mr. Secretary Hedges desiring the Lord Baltemore's patent be sent to Attorney General.

A letter from Mr. Secretary Hedges of the 5th instant, desiring that the Lord Baltemore's charter may be sent to Mr. Attorney General [*fo.* 348] to inable him to give his opinion upon the extract of a letter from Colonel Seymour relating to the force of the English statutes in Maryland, was read, and the said charter sent to Mr. Attorney General accordingly.

Jamaica.
Letter from Col. Handasyd with an address to her Majesty.

A letter from Colonel Handasyd, Governor of Jamaica, dated the 2nd of the last month, together with an address from Colonel Handasyd and the Councill of that island to her Majesty on the success of her arms &c., were read; and thereupon ordered [*fo.* 377] that a copy of the said letter and address be sent to Mr. Secretary Hedges.

Another letter from Col. Handasyd. Extracts thereof to be sent to Mr. Secretary Hedges.

Another letter from Colonel Handasyd, Governor of Jamaica, dated the 6th of the last month, inclosing the copy of a letter from Mr. Glover to Mr. Brown, late agent for prizes in that island, wherein there seems to be a design of defrauding her Majesty &c., were read; whereupon ordered [*fo.* 377] that paragraphs A, C, G, H, I, K of Colonel Handasyd's letter, together with a copy of the letter from Mr. Glover, be sent to Mr. Secretary Hedges.

Leeward Islands.
Two letters from Col. Park.

Two letters from Colonel Parke, Governor of the Leeward Islands, dated the 9th and 15th of July, were read; and the papers therein referr'd to laid before the Board, and are as follows, vizt.:

Papers therein referr'd to.

Copy of Colonel Park's and the Councill of Antigua's opinion about the staying of the *Sheerness* to attend the service of

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the Leeward Islands, notwithstanding Commadore Kerr's order to the contrary, dated 14th July, 1706.

Copy of Colonel Parke's letter to Commadore Kerr, offering his and the Council's opinion about the staying of the *Sheerness* to attend the service of the Leeward Islands.

Copy of the last letter to be sent to Mr. Secretary Hedges.

Whereupon ordered that a copy of the last of the said letters be sent to Mr. Secretary Hedges [*fo.* 377].

Leeward Islands.
Letter from Col. Johnson.
Extract thereof to be sent Mr. Secretary Hedges.

A letter from Colonel Johnson, Lieutenant Governor of Nevis, dated at Antego the —— of July last, was read, and directions given [*fo.* 377] for sending paragraphs B and D of the said letter to Mr. Secretary Hedges.

Barbados.
Letter from Sir B. Granville.
Act about paper credit.

A letter from Sir Beville Granville, Governor of Barbados, dated the 1st of July last, was read ; and an Act [*fo.* 377] intituled, *An Act to supply the want of cash and to establish a method of credit for persons having real estates in this island*, past at Barbados the 18th of June last, transmitted with the said letter, was laid before the Board.

Second letter from him.

Another letter from Sir Beville Granville, dated the 10th of July last, was read.

Plantations General.
Letter from Mr. Dummer.
Packet-boats.

A letter from Mr. Dummer, of yesterday's date, giving an account of the sailing of the *King William* and *Faulkland* packet-boats to and from the West Indies, was read.

September 20. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Pollexfen.

Jamaica.
Leeward Islands.
Letter to Mr. Secretary Hedges with extract of letters from the Governors.

A letter to Mr. Secretary Hedges [*fo.* 375, 376], inclosing the extracts of several letters from her Majesty's Governors in the West Indies (as mentioned in yesterday's minutes), was signed.

Barbados.
Act about cash under consideration.

Their lordships took into consideration the Barbados *Act* mentioned in yesterday's minutes [*fo.* 376, 378] *to supply the want of cash and to establish a method of credit for persons having real estates &c.*, and gave directions that a copy thereof be made for their further observations thereupon.

September 24. Present :—Lord Dartmouth, Sir Philip Meadows. Mr. Pollexfen.

Barbados.
Leeward Islands.
Jamaica.
Letters to the Governors.

The draughts of letters to the Governors of Barbados, the Leeward Islands and Jamaica [*fo.* 378], were agreed and ordered to be transcribed.

Barbados.
Merchants for copy of an Act to supply the want of cash, &c.

Mr. Bates with several Barbados merchants attending, and alledging that the Act intituled *An Act to supply the want of cash and to establish a method of credit for persons having real estates in this island* [*fo.* 377, 380], lately transmitted by Sir Beville Granville (and mentioned in the minutes of the 17th instant), was destructive of trade and injurious to the property of her Majesty's subjects trading to that island, and desiring that they might have a copy thereof in order to make their objections thereunto ; ordered that a copy thereof be given them accordingly.

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September 26. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

The letters to her Majesty's Governors of Barbados, the Leeward Islands and Jamaica [*fo.* 377], agreed at the last meeting, were signed.

Barbados. Leeward Islands. Jamaica. *Letters to the Governors.*

October 1. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

A letter from Mr. Secretary Hedges of the 26th of the last month [*fo.* 386], directing a commission and instructions to be prepared for Mitford Crow, esqr., to be Governor of Barbados in the room of Sir Beville Granville recalled, was read ; and the draught of a commission being laid before the Board, was agreed, and a representation signed [*fo.* 387] for presenting the same to her Majesty.

Barbados. *Letter from Mr. Secretary Hedges for a commission and instructions to be prepared for Mr. Crow to be Governor of Barbados.*

Mr. Bernard and Mr. Lillington attending, and desiring a copy of Sir Beville Granville and the Councill of Barbados's order of the 1st of May, 1705, for appointing Edward Burk, esqr., judge of the ensuing Court of Oyer and Terminer to be held on the second Tuesday in June, 1705,—copy of the like order of the 4th of June, 1705, appointing the Councill themselves judges of the said Court,—copy of the like order of the 20th of July, 1705, for discharging Mr. Chilton out of the custody of the provost marshall ; ordered that copies of the said papers be given them accordingly.

Mr. Bernard, &c., desiring copies of orders made by Sir Beville Granville and the Council.

Mr. Tryon, agent for Mr. Alexander Skene, secretary of Barbados, presented to their lordships an answer from the said Skene to the several complaints exhibited against him [*fo.* 318], which was read ; and their lordships resolved to take the same into further consideration at their next meeting [*fo.* 385].

Barbados. *Mr. Skene's answer to complaints against him.*

October 3. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Their lordships again took into consideration the Act of Barbados [*fo.* 378] about establishing a paper credit in that island (mentioned in the minutes of the 24th of the last month) and made several observations thereupon ; and ordered that a letter be writ to the Royal African Company [*fo.* 381] to desire some of the members thereof to attend their lordships upon the said Act on Tuesday morning next, as also another letter [*fo.* 381] to the Barbados merchants to the same purpose.

Barbados. *Act about paper credit under consideration. Observations thereon. African Company and Barbados merchants summon'd.*

October 8. Present :—Lord Bishop of London, Mr. Cecill, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

A letter from Mr. Taylor of the 2nd instant [*fo.* 383] referring to the Board, by order of the Lord High Treasurer, a report from the Comptrollers of the accounts of the army upon Captain Moody's petition relating to his subsisting the garrison at Newfoundland, was read.

Newfoundland. *Letter from Mr. Taylor about Capt. Moody's subsisting the garrison, &c.*

A petition from Captain Moody to the Board upon the same subject [*fo.* 383], was read.

Capt. Moody's petition.

A letter from Mr. Thurston, agent for the said garrison at Newfoundland, upon occasion of the foresaid reference, was also read ; and thereupon ordered [*fo.* 383] that Captain Moody have

Letter from Mr. Thurston therepon. Capt. Moody summon'd.

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notice to attend the Board with his accounts and vouchers thereunto, on Thursday morning next.

Barbados. *Merchants and African Company summon'd about Act for a paper credit.*

The Barbados merchants and the African Company not attending [*fo.* 380, 382], as expected, in relation to the Barbados Act for supplying the want of cash ; order'd that they both have notice to attend their lordships on Thursday morning next.

October 10. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Barbados. *Memorial from the African Company against the Act for paper credit.*

Mr. Perry, Secretary of the Royal African Company, presented to the Board a memorial from the said Company [*fo.* 381] containing their objections against *An Act* lately past in Barbados *to supply the want of cash &c.*, which was read.

Draught of representation on the said Act.

Their lordships took into consideration the draught of a representation upon the above mentioned Act [*fo.* 383], and made a progress therein.

October 15. Present :—Mr. Cecil, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Barbados. *Memorial from several merchants against the Act relating to a method of credit, &c.*

Several of the Barbados merchants attending, presented to the Board a memorial [*fo.* 381] containing their objections to the Barbados Act for establishing a method of credit there, which was read ; and their lordships then made a further progress in the draught of a representation upon the said Act [*fo.* 382 and *infra*].

Newfoundland. *Reference from Lord Treasurer on Capt. Moody's accounts considered. Mr. Thurston, &c., to attend.*

Their lordships took consideration the reference from the Lord High Treasurer upon Captain Moody's accounts [*fo.* 381], and order'd that he and Mr. Thurston have notice to attend the Board on Thursday morning next [*fo.* 384].

October 16. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Pollexfen, Mr. Prior.

Barbados. *Representation on Act about paper credit.*

The draught of a representation upon the late *Act* of Barbados *for establishing a method of credit there* [*vide supra* and *fo.* 384], was agreed and ordered to be transcribed.

October 17. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados. *Representation for repealing the Act about paper credit sent Mr. Secretary Hedges.*

A representation for repealing the Act lately past at Barbados [*fo.* 383, 385], intituled *An Act to supply the want of cash &c.*, together with a letter inclosing the same to Mr. Secretary Hedges, were signed.

Newfoundland. *Capt. Moody and Mr. Thurston about the reference on Moody's accounts. Answer to be prepared.*

Captain Moody and Mr. Thurston attending, according to order [*fo.* 383], their lordships took into further consideration the papers referr'd to them from my Lord Treasurer relating to the said Moody's accounts, and gave directions for preparing a letter to Mr. Taylor [*fo.* 385], to be laid before my Lord Treasurer with their opinion thereupon.

October 21. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

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The draught of a letter from the Secretary to Mr. Taylor [*fo.* 384], in answer to his of the second instant relating to Captain Moody's accounts, was laid before the Board, and agreed and ordered to be sent.

Newfoundland. *Letter to Mr. Taylor on the reference about Capt. Moody's Accounts.*

Their lordships then took into consideration Mr. Skene's answer to the complaints against him [*fo.* 380, 398], with the several papers relating thereto, and made a progress therein.

Barbados. *Mr. Skene's answer to complaints against him considered.*

October 22nd. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

An Order of Councill of the 21st instant, upon a representation of the 17th ditto [*fo.* 384, 386] for repealing the Act lately past at Barbados, intituled *An Act to establish a method of credit &c.*, approving the same, was read.

Barbados. *Order of Council on representation for repealing the Act about paper credit, &c*

A second Order of Councill of the same date upon the same representation [*fo.* 384], directing this Board to prepare the draught of a circular letter for her Majesty's signature [*fo.* 387] to the several Governors in the Plantations, to forbid them to pass any Acts of the like importance as the foregoing without first having received her Majesty's pleasure thereon, was read.

Barbados. Plantations General. *Order of Council directing a circular letter to be prepar'd for the Queen's signature about passing Acts of extraordinary importance, &c.*

Their lordships took into consideration the draught of instructions for Mr. Crow for the Government of Barbados [*fo.* 379 and *infra*] and made some progress therein.

Barbados. *Mr. Crow's instructions considered.*

October 23. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Their lordships again took into consideration the draught of Mr. Crow's instructions for the Government of Barbados [*vide supra* and *fo.* 387], and made a further progress therein.

Barbados. *Instructions for Mr. Crow under consideration.*

October 24. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Their lordships went through the consideration of the instructions for Mr. Crow for the Government of Barbados [*fo.* 386, 391].

Barbados. *Instructions for Mr. Crow.*

The Order in Councill of the 21st instant [*fo.* 386], upon a representation of the 17th ditto relating to the Act lately past at Barbados for establishing a method of credit [*fo.* 388] and directing the Board to prepare the draught of a circular letter for her Majesty's signature to the several Governors in America, requiring them not to pass any Acts in their respective General Assemblies of the like unusual and extraordinary nature and importance, without first having received her Majesty's directions therein, was again read ; and directions given [*fo.* 389] for preparing the draught of such a letter accordingly.

Barbados. Plantations General. *Order of Council about circular letters against passing Acts of extraordinary importance considered.*

Draught of such a letter to be prepared.

The copy of an Order of Councill of the 21st upon a representation of the 1st instant [*fo.* 379], approving the draught of a commission for Mr. Crow to be Governor of Barbados, was read.

Barbados. *Copy of an Order of Council approving the draught of Mr. Crow's commission.*

October 25th. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

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Barbados.
Draught of instruction to Mr. Crow upon the Act for paper credit.

The draught of an instruction for Mr. Crow upon the Act lately passed in Barbados for establishing a method of credit in that island &c. [*fo.* 387, *vide infra*], pursuant to an Order of Councill mentioned in the minutes of the 24th instant, was laid before the Board.

October 28. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

Barbados.
Draught of instruction to Mr. Crow upon the Act for a paper credit consider'd.

Their lordships again took into consideration the draught of an instruction to Mitford Crow, esqr. [*vide supra* and *fo.* 392] relating to the Act past in Barbados to establish a method of credit &c. in that island (mentioned in the minutes of the 25th instant), and made a further progress therein.

Barbados. Plantations General.
Draught of a circular letter about unusual Acts agreed.

Their lordships also took into consideration the draught of a circular letter to the Governors of her Majesty's several Plantations to the like effect as the foregoing instruction [*fo.* 387, 392], and agreed the same.

Barbados.
Mr. Crow summon'd.

Ordered that a letter be writ to Mr. Crow [*infra*] to acquaint him the Board desire to speak with him on Wednesday morning next.

Copy of Mr. Crow's instructions relating to prizes sent to the Commissioners for Prizes.

Further ordered that a copy of Mr. Crow's instructions relating to prizes in Barbados be sent to the Commissioners for Prizes, according to their desire.

October 30. Present :—Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados.
Mr. Crow at the Board about difficulties on his instructions.
Mr. Patrick Meine to attend about his return to Barbados.
Letter to Mr. Burchet about a commission of Vice Admiralty for Mr. Crow.

Mr. Crow attending [*supra* and *fo.* 390], their lordships explained to him several difficulties which he had upon the draught of his instructions for the government of Barbados ; and ordered that Mr. Patrick Meine, one of the Councill of Barbados, have notice to attend the Board to-morrow morning [*vide infra*], in order to know of him when he intends to return to his post in that island ; and further ordered that a letter be writ to Mr. Burchet, to desire him to move his Royal Highness the Lord High Admiral that Mr. Crow may have a commission of Vice Admiralty, as usual.

October 31. Present. Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados.
Mr. Crow at the Board and a clause added to his instructions about inhabitants of St. Vincents.

Mr. Crow attending [*fo.* 389], their lordships added a clause to his instructions [*fo.* 391], relating to his giving incouragement to the native inhabitants of St. Vincent's, to submit themselves to her Majesty and shake off all dependence on the French.

Mr. Meine at the Board about his return to Barbados.

Mr. Patrick Meine, one of the Councill of Barbados, attending [*vide supra*], and being ask'd whether he designed to return to his post in that island, he said he did, and only waited for a determination of a suit in Chancery. But he was acquainted that having been now above two years in England, it was necessary that he either return very speedily to Barbados, or that his place in the Councill be filled up by another person ; whereupon he desired their lordships to allow him six months longer to finish his business here, at the

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expiration of which term he would either go to Barbados, or be content to have another put in his place.

Ordered that the instructions for Mr. Crow [*fo.* 387, 390, 392] be transcribed, leaving a blank for the names of the Councill, which their lordships will further consider of.

Mr. Crow's instructions to be transcribed, with a blank for counsellors' names.

A letter from Mr. Dummer of yesterday's date, about the sailing of the *Prince George* packet-boat to and from the West Indies.

Plantations General.
Letter from Mr. Dummer about sailing of his packet-boat.

November 1. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Ordered that a letter be writ to Mr. Patrick Meine [*fo.* 395], desiring him to give the Board in writing a particular account how the Councill of Barbados managed the government of that island during the presidentship of Mr. Bond and Mr. Farmer, as also how they behaved themselves with respect to elections of Assembly men, during their administration.

Barbados.
Letter to Mr. Meine for account how the government was managed during the presidentship of Mr. Bond and Mr. Farmer, and how they behaved themselves about elections.

The draught of a letter upon occasion of the late Act for establishing a method of credit &c. to the Governor of Barbados [*fo.* 388], as also the draught of circular letters [*fo.* 389, 396] for her Majesty's Royal signature to all the other Governors in America under her Majesty's immediate Government, directing them not to pass any Acts of an extraordinary and unusual nature and importance, without having first received her Majesty's pleasure thereupon, or that the execution of such Acts be suspended till her Majesty's pleasure be known, were agreed ; and a letter inclosing the same to Mr. Secretary Hedges, was signed.

Barbados. Plantations General.
Draught of a letter to the Governor, and of circular letter about passing Acts of extraordinary nature, agreed, and inclosed to Mr. Secretary Hedges.

A clause was added to the instructions for Mr. Crow [*fo.* 388, 391, 393] to the same purpose as the forementioned letter to Barbados.

Barbados.
Clause added to Mr. Crow's instructions about the Act for paper credit.

Ordered that a letter be writ to Mr. Burnaby, secretary to the Commissioners for Prizes [*fo.* 393], desiring that the Board may have the opinion of the said Commissioners upon that clause of Mr. Crow's instructions relating to prizes, which was sent him the 30th of the last month.

Letter to Mr. Burnaby for the opinion of the Commissioners of Prizes on the clause of Mr. Crow's instructions about prizes.

November 4. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A letter from the Commissioners of Prizes, in answer to one writ them the 30th of the last month [*fo.* 392], with a clause of Mr. Crow's instructions relating to prizes, approving the said clause [*fo.* 407], and desiring the Board would add to the instructions of all Governors, that the officers of the Admiralty in the Plantations be not permitted to take larger fees for condemning a prize there than is taken in England, which amounts in all to 12*l.* 10*s.* 0*d.*, as by the inclosed list, was read ; and thereupon ordered that the said list be sent back to the Commissioners of Prizes [*fo.* 405], with the desire of the Board that it may be signed authentickly, in order to their lordships making the addition desired accordingly.

Plantations General. Barbados.
Letter from the Commissioners of Prizes approving the clause in Mr. Crow's instructions about prizes, and desiring a list of fees may be added thereto for condemning a prize, &c.
The list return'd to be sign'd authentickly.

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November 6. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Pennsylvania. *Memorial from Mr. Wilcocks against an Act directing the qualifications of magistrates, &c.*

Mr. Wilcocks presented to their lordships a memorial, containing reasons against allowing an Act lately past in Pennsylvania, intituled *An Act for directing the qualifications of all magistrates and officers, as also the manner of giving evidence* [*fo.* 354, 355, 425; L. *fo.* 9], which their lordships resolved to take into consideration so soon as the Act, or an authentick copy thereof, should arrive.

Ireland. *Memorial from Mr. Knox, surveyor of the southern and northern coasts, desiring an augmentation of his salary.*

Mr. Knox presented to the Board a memorial setting forth his services as surveyor of the southern and northern coasts of Ireland, and desiring their lordships' recommendation of him to my Lord Treasurer for an augmentation of his salary, which was read; and Mr. Knox was acquainted that, this business being under the direction of the Commissioners of the Revenue in Ireland, it was not in their province to meddle with it, unless it had been referr'd to them.

Barbados. *Mr. Crow's instructions for trade. A clause to be added about importing linnen from* **Ireland.**

Their lordships went through the draught of instructions for Mr. Crow, relating to the several Acts of trade and navigation, and gave direction for adding a clause for permitting the importing of linnen from Ireland to the Plantations, pursuant to the Act past here in 1704, intituled *An Act to permit the exportation of Irish linnen cloth to the Plantations, and to prohibit the importation of Scotch linnen into Ireland.*

November 7. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados. *Letter from Mr. Mein about administration of government in Mr. Bond and Farmer's presidentship.*

A letter from Mr. Patrick Meine [*fo.* 391], giving an account of what passed relating to the administration of the government of Barbados during the presidentship of Mr. Bond and Mr. Farmer, was laid before the Board, and their lordships agreed to take the same into consideration at the first opportunity.

Plantations General. Barbados. *Letter from Mr. Secretary Hedges signifying her Majesty's approbation of the circular letters to the Governors about unusual Acts.*

A letter from Mr. Secretary Hedges, signifying that her Majesty had signed the circular letters sent him the 1st instant [*fo.* 392, 405], and that her Majesty required that provision be made in the instructions of all future Governors against their passing unusual laws, was read.

Barbados. *Letter from Mr. Secretary Hedges for account of the present state of Barbados.*

A letter from Mr. Secertary Hedges of yesterday's date [*vide infra*], directing the Board to inform themselves of the present state of Barbados, and to lay the same before the Lords of the Committee of Councill to-morrow morning, was read.

Barbados merchants at the Board about state of that island.

Mr. Bromley, Mr. Foulerton, Mr. Tryon and several other Barbados gentlemen attending, and desiring to know of the Board what care was taken for preventing the damage that might happen to such persons as have been obliged to receive the bills appointed to be current by the late Act at Barbados; their lordships read to them the copy of her Majesty's letter upon that subject, with which they were well satisfyed; and being then asked what they knew of the present state of Barbados [*vide supra* and *fo.* 398], they said that that island has been for a considerable time in the

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highest disorder, by reason of the disagreement of the parties there, and were of opinion that nothing would conduce to the re-settlement of that island so much as the presence of a Governor in Chief. They added that there ought to be great care taken in the appointing of the Councill, that none but persons of interest and probity be admitted therein.

Other gentlemen of Barbados at the Board with Triennial Bill and Minutes of Assembly thereupon.

Mr. Heysham, Mr. Lillington, Mr. Ball, with several other Barbados gentlemen also attending, presented to their lordships the copy of an Act intituled *An Act for ascertaining the continuance of the General Assemblies of this island*, with a copy of the minutes of the Assembly thereupon, which were read; whereupon they acquainted their lordships that their petitions to her Majesty and the House of Lords come over signed by twelve hundred of the inhabitants against the said Act [*fo.* 402], copies whereof they delivered to their lordships, and therefore they desired to be heard thereupon, that the said Act may not be confirmed. They then acquainted their lordships that the difference between the bills appointed to be current by the late Act and ready money was, at the coming away of the fleet, risen to 40 *p. cent.*, and they communicated to their lordships a copy of one of the said bills, which is in the words following, vizt.:

Copies of their petitions to the Queen and House of Lords.

Copy of one of Mr. Holder's Bank Bills.

No. 1. Bank bill to pass at ten pounds and to continue for one year from the 24th day of June, 1706.

John Holder.

which was read; whereupon these gentlemen were acquainted with what her Majesty has been pleased to write upon that subject, with which they were also well satisfyed. Then being asked what they knew of the present state of Barbados [*fo.* 396, 399], they said the same as the gentlemen aforementioned, and added that they conceived nothing could allay the heats and divisions there, but the presence of a new Governor, and that the sooner he went over the better; that they thought it necessary that all those in office, who have been active in the late disorders, and in keeping up the divisions there, be set aside, and that this Assembly be dissolved, and a new one called.

Mr. Skene's defence delivered to Mr. Ball for his perusal.

Mr. Ball desiring to have the perusal of the papers transmitted from Barbados in defence of Mr. Skene [*fo.* 385, 419], the same were delivered to him upon his receipt.

November 8. Present:—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados.

Letter from Mr. Bridges with a memorial about the disorders in Barbados.

A letter from Mr. Bridges, agent of Barbados, inclosing a memorial from Mr. Bromley and other Barbados gentlemen [*fo.* 398, 400, 411], containing their thoughts of the present state of that island, with their proposals for redressing the disorders there, was read.

Mr. Heysham, &c., at the Board with another memorial about the state of Barbados. They propose removing several of the present Council.

Mr. Heysham, Mr. Lillington, with several other Barbados gentlemen attending, presented to their lordships a memorial containing their thoughts of the state of Barbados [*fo.* 398, 400], with their proposals also for redressing the disorders there, which was read; and they added in discourse that, unless several of the present Councill were removed, the island would never be settled in peace and quietness, and till that be done, none of the gentlemen

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List of others to supply the vacancies.

here in England will return to Barbados. Then they gave their lordships a list of the names of several persons of good estates and well qualifyed to fill up the vacancies that may happen in the Councill. They also gave their lordships the particular characters of the present members of the Councill and of those recommended by Sir Beville Granville to fill up vacancies there.

Characters of the Council and those recommended by Sir Beville Granville.

Letter to Mr. Secretary Hedges about present state of Barbados.

Their lordships then drew up a letter to Mr. Secretary Hedges in answer to his of the 6th instant [*fo.* 396, 399, 411], and signed the same.

Mr. Bromley summon'd.

Ordered that Mr. Bromley have notice to attend the Board on Monday morning next.

November 11. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados.
Order of Council on the petition of Mr. Frere praying to be restored to his place in the Councill.

Mr. Lowther presented to their lordships an Order of Councill of the 7th January, 1705 [*fo.* 402], upon the petition of Mr. Tobias Frere, of Barbados, praying to be restored to his place in the Councill of that island from which he had been removed, upon a misunderstanding, by Sir Beville Granville, was read ; and their lordships agreed to consider the said petition when they should appoint the Councill of that island.

Mr. Bridges, &c., at the Board with an address from the Council and Assembly about application of 4½ per cent. Regular troops. Three guard ships. Convoys. And duty on white sugar.

Mr. Bridges, agent for Barbados, and Mr. Tryon attending, presented to the Board an address from the Councill and Assembly of Barbados, desiring their lordships' assistance in procuring the application of the four and half *p. cent.* towards the discharge of the expence in fortifying that island, in procuring some regular troops for strengthening the militia, three ships of war for the security of their coast, two convoys a year for their trade, and an abatement of the duty upon white sugars, was read. And Mr. Bridges being ask'd several questions in relation to the resettling the island in peace and quiet, he said that his opinion was, that there ought to be no alteration in the Councill till the arrival there of a Governor in Chief, and he promised to write to several gentlemen of estates in Barbados (now in the country) for their opinion hereupon. He added that he thought it would be very much for the advantage of the inhabitants that, during a scarcity of mony, sugar be made the standard of that island at a certain fixt price, which was then three half-pence *p.* pound.

Opinion of Mr. Bridges for settling Barbados in peace.

Barbados.
Mr. Heysham, &c., at the Board.

Original address, &c., against the Triennial Bill.

The Assembly illegally chosen.

They desire the Act may be repealed.

Discount on the new bank bills.

Mr. Heysham, Mr. Lillington, Mr. Chilton, the aforementioned Mr. Tryon, with several other Barbados gentlemen attending, they communicated to the Board the original address from the freeholders of Barbados against the late Triennial Bill, whereof they delivered copies to their lordships the 7th instant [*fo.* 397, 406]. They added in discourse that this Assembly, which has now continued themselves for three years, was illegally chosen, several of the freeholders being kept in custody till the election was over in other places; there were armed men to influence the freeholders in their voting ; and therefore they desired that this Act might be repealed as soon as possible. They said that at the coming away of the fleet the discount upon their new bank bills was risen to 70 or 80 *p. cent*; that if anyone want[ed] a bill of exchange of 100*l.* for England he must pay 200*l.* in their bank bills for it; that,

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unless there be a reform made in the Councill, the principal inhabitants will come off the island. These gentlemen being thereupon asked the character of the abovementioned Mr. Tobias Frere, they confirmed the allegation set forth in his petition [*fo.* 400], and said that he had a very good estate, and was every way qualifyed to serve her Majesty in the station of a counsellor.

Necessity of reforming the Council.

Mr. Frere's character.

Mr. Bernard presented to their lordships a petition in the name of Mr. Thomas Hodges [*fo.* 412], setting forth that he had been suspended by the Governor and Councill of Barbados from practising as a Counsel at Law, and praying to be relieved therein. And Mr. Bernard acquainted their lordships that this was only for their information, he having a petition of the same nature to present to her Majesty: whereupon he was told that, if it was referr'd to their lordships, they would do Mr. Hodges all the justice his case required.

Mr. Bernard with a petition from Mr. Hodges suspended by Sir Beville Granville from practising as a counsellor at law.

November 12. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Leeward Islands.

A letter from Mr. St. John, by order of his Royal Highness, complaining of great inconveniencies which arise to the officers and soldiers in the Leeward Islands, by reason of the shortness of the time limited for their quarters by former Assemblies, and directing the Board to take such measures for redress thereof as they shall see fit, was read; and a letter drawn up to Colonel Parke, giving him directions therein, was signed; and ordered that a letter be writ to Mr. St. John [*fo.* 406] to give his notice of what their lordships have done herein.

Letter from Mr. St. John relating to soldiers' quarters.

Letter to Col. Parke thereupon.

Answer to Mr. St. John.

Barbados.

Mr. Heysham and Major Lillington's son attending, and desiring the perusal of Mr. Bromley's memorial, which was read the 8th instant [*fo.* 399] the same was communicated to them accordingly.

Mr. Heysham, &c., about perusal of Mr. Bromley's memorial.

Leeward Islands.

A letter from Colonel Park, Governor of the Leeward Islands, dated the 28th of August last, which, together with an account of the number of men in her Majesty's regiment of foot there, was read; and an answer thereunto drawn up and signed.

Letter from Col. Park.

Ordered that a copy of Colonel Park's letter [*fo.* 406] be sent to Mr. Secretary Hedges.

Copy thereof sent to Mr. Secretary Hedges.

Jamaica.

A letter from Colonel Handasyd, Governor of Jamaica, to the Board, dated the 16th of September last, was read; and the papers therein referr'd to laid before the Board, which are as follows, vizt.:

Letter from Col. Handasyd.

Publick papers.

Copy of Sir William Whetstone's letter to the Governor of Carthagena, dated the 15th of August, 1706.

Minutes of Councill from the 10th of May, 1706, to the 13th of July following.

Minutes of Assembly from the 3rd to the 5th of September, 1706.

Whereupon ordered that paragraphs B and E of the foresaid letter [*fo.* 406] be sent to Mr. Secretary Hedges.

Extracts of the said letter to be sent to Mr. Secretary Hedges.

A letter to Colonel Handasyd, in answer to the aforementioned letter, was signed.

Answer to Colonel Handasyd's letter.

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Plantations General. Barbados. *Letter from Mr. Secretary Hedges returning circular letters about extraordinary Acts. Letter to the President and Council with the Queen's letter to them and order.*

A letter from Mr. Secretary Hedges, of yesterday's date [*fo.* 396], returning the circular letters from her Majesty to the several Governors in America, relating to the passing of extraordinary and unusual laws, was read; whereupon a letter was writ by the Board to the President and Councill of Barbados inclosing her Majesty's letter to them, and the letters to Colonel Handasyd and Colonel Parke were inclosed in the letters to them abovementioned.

Plantations General. *List of fees for the condemnation of prizes.*

A list of fees in the High Court of Admiralty here for the condemnation of prizes, signed by Richard Crawly, registrar, according to the minutes of ye 4th instant [*fo.* 393], being now received from the Prize Office, was laid before the Board and read.

November 13. Present:—Lord Bishop of London, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Leeward Islands. *Letter to Mr. St. John with account what the Board writ to Col. Park about quartering soldiers.*

A letter to Mr. St. John acquainting him with what the Board had writ to the Governor of the Leeward Islands, relating to the quartering of soldiers there [*fo.* 404], as directed at the last meeting, was signed.

Leeward Islands. Jamaica. *Letter to Mr. Secretary Hedges with copy of Col. Park's letter and extract of Col. Handasyd's.*

A letter to Mr. Secretary Hedges, inclosing to him the copy of Colonel Park's letter [*fo.* 404, 405], as also an extract of Colonel Handasyd's letter read at the last meeting, was signed.

Barbados. *Mr. Heysham, &c., communicate five petitions from the inhabitants complaining of hardships. How the same may be redressed,*

which has been already represented.

Mr. Robert Heysham and his brother attending [*fo.* 402, 412], they communicated to their lordships five petitions from the inhabitants of Barbados to the House of Lords, complaining of the hardships they lye under there; and they added in discourse that if the Governor was immediatly dispatch'd, the Councill reform'd (and particularly Colonel Cleland turn'd out, who has been the original author of all the disorders there) and the present Assembly dissolved and a new one called, then there would be no need of presenting the forementioned petitions; whereupon they were acquainted that the necessity of the Governor's immediate dispatch, the reform of the Councill, and dissolution of the Assembly, had been already represented by the Board to her Majesty, and that they waited her Majesty's directions to proceed further therein.

Barbados. *Mr. Crow at the Board about dispatch of his instructions.*

Mr. Crow attending, acquainted their lordships that her Majesty had been pleased to dispense with his going to Spain; and he therefore desired a dispatch of his instructions [*fo.* 393, 414] for the government of Barbados; whereupon he was told that the instructions were compleatly finished [*fo.* 410], except the appointing of the Councill, for the doing of which their lordships were expecting her Majesty's directions.

Trade. *Letter from Mr. Secretary Hedges with extracts of letters from Mr. Stepney &c., about trade with Flanders.*

A letter from Mr. Secretary Hedges of the 11th instant, transmitting to the Board the extract of letters from Mr. Stepney, with several other papers relating to the trade with Flanders [*fo.* 410], and directing the Board to consider how far it is in her

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Majesty's power to open that trade without the assistance of the Parliament, as also to report what they think proper to be laid before the Parliament for the advantage of the English trade, which was read; and their lordships resolved to take the same speedily into consideration. The list of the abovesaid papers is as follows:

Papers referr'd to in the said letter.

A.—The tarif or book of rates in Flanders in the year 1700.
A.—Copy of a circular letter from the President and Chamber of Accounts there to the officers of the several tolls.
B.—Copy of an order of the said Chamber to the Custome House officers at Ostend to permit 17 English vessells laden with cloth to proceed to Bruges.
C.—A declaration from the said Chamber that the prohibition of the English woollen manufactures is taken off.
D.—Copy of a memorial of the deputies of the States General requiring that the tarif of 1680 be renewed.
D.—The tarif of 1680.
E.—The President of the Chamber of Accounts in Flanders, his objections to the tarif of 1680.
F.—Copy of a second memorial of the deputies of the States General, insisting on the tariff of 1680.
G.—Copy of an order of the President and Chamber of Accounts in Flanders, pursuant to the memorials of ye States deputies.
H.—Copy of a new regulation concerning the duties to be paid for woollen manufactures imported into the Spanish Netherlands.
X.—Account of import of goods and merchandizes into the Spanish Netherlands in the year 1681.

Plantations General.
Letter to Mr. Savage for an account of naval stores imported.

Ordered that a letter be writ to Mr. Savage, Secretary of the Customes [*fo.* 420] for an account of the quantity of pitch and tar, and other naval stores imported from the Plantations since the 25th of December, 1705.

November 14. Present:—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados.
Col. Scot at the Board about his return to Barbados,

Colonel Scot attending, and being acquainted that it was necessary he should return to Barbados to take his place at the Councill there, he said that he doubted not but that in five or six months' time he should finish the business which detained him here in England, and then he intended positively to return to that island; whereupon their lordships agreed to allow him six months' time and no longer; and being ask'd several questions relating to the characters of the persons that have been recommended to the Board for filling up vacancies in the Councill of Barbados, he gave their lordships his thoughts upon some of them, but desired to be excused from giving of particular characters.

which he promises shall be in six months.

Characters of some of the Council.

The Board agree upon some persons to be of the Councill.

Then their lordships agreed upon several persons to be of the Councill of Barbados [*fo.* 407, 411], and resolved to proceed further thereupon to-morrow morning.

November 15. Present:—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

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Trade.

Papers about trade with Flanders under consideration. Letter to Mr. Attorney General thereupon.

Their lordships now took into consideration the papers relating to the trade of Flanders [*fo.* 407] (mentioned in the minutes of the 13th instant), and read the same; and thereupon ordered that a letter be writ to Mr. Attorney General for his opinion [*fo.* 413] upon the following question, vizt.:

> Whether the *Act* of the 11th and 12th of King William for repealing *An Act made in the 9th year of his Majesty's reign, intituled &c.*, repeals only the *Act* of the 9th and 10th of King William *for rendering the laws more effectual &c.*, or also repeals the *Act* of the 13th and 14th of King Charles the Second *for prohibiting the importation of foreign bone lace.*

Sir H. Furnese and other Flanders merchants summon'd.

And further ordered that a letter be writ to Sir Henry Furnese [*fo.* 415], as also a summons sent to the Flanders merchants to desire them to attend the Board on Tuesday morning next in reference to that trade.

Barbados.

Letter to Mr. Secretary Hedges about reform of the Councill and desiring to attend the great officers thereupon.

A letter to Mr. Secretary Hedges, acquainting him that the Board having the state of Barbados under consideration [*fo.* 399, 400], and particularly the reform of the Councill [*fo.* 410, 414], and desiring leave to attend the Lords and other great officers nominated in this Commission, in reference thereunto at such time and place as they should think fit, was signed.

November 18. Present:—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados.

Order of Councill on the petition of Mr. Hodges suspended by the Governor from practising the law.

Mr. Bernard attending, presented to their lordships an Order of Councill of the 14th instant [*fo.* 403], referring to the Board a petition of Thomas Hodges, esq., counsellor at law at Barbardos, setting forth that he was suspended by Sir Beville Granville and Councill from the practice of the law in that island without any proofs made against him of misbehaviour in his said profession, or so much as being heard, and praying that the said suspension may be taken off, was read. Mr. Bernard further delivered to their lordships five papers in proof of the allegation set forth in the said petition; whereupon their lordships [*fo.* 415] resolved to take that matter into consideration on Wednesday morning next.

Papers relating thereunto.

Order of Council referring five petitions of the gentlemen, &c., of Barbados to the Board against the Triennial Bill. Another order on the representation of the Barbados gentlemen against the said Bill.

Mr. Heysham, with several Barbados gentlemen, attending, presented to their lordships an Order of Council of the 4th instant [*fo.* 406], referring to the Board five petitions of the gentlemen, merchants, planters, freeholders and other inhabitants of the island of Barbados; as also another Order of Councill of the same date, referring to the Board a representation of several gentlemen, merchants and planters of Barbados, all which petitions being against *An Act* lately past there [*fo.* 416] *for ascertaining the continuance of the General Assembly of that island*, were read: and their lordships not being in possession of an authentick copy of the said Act under the seal of the said island, and being acquainted by the gentlemen present that they had reason to believe the agents have received the same, ordered [*fo.* 414] that a letter be writ to them to desire them to transmit the said Act to the Board as soon as possible.

Letter to the agents for the copy of the above mention'd Bill under the seal.

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Trade.
Letter from Mr. Attorney General in answer to the quære relating to Acts about bone lace, &c.

A letter from Mr. Attorney General, in answer to the quære in the minutes of the 15th instant [*fo.* 411, 415], giving his opinion that the Act of the 11th and 12th of King William only repeals the Act of the 9th of his said Majesty's reign for rendring the laws more effectual, and for preventing the importation of foreign, bone lace &c., but doth not affect the Act of the 13th and 14th of King Charles the Second upon the same subject, was read.

November 19. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados.
Sir John Stanley about his not having yet found any publick papers among Sir Beville Granville's.

The secretary acquainted the Board that Sir John Stanley had been with him upon the letter writ him yesterday [*fo.* 413], and said that he had not as yet found amongst Sir Beville Granville's papers any that related to the publick, but that, if any such were found, he would immediately transmit them to the Board.

Letter from Mr. Secretary Hedges desiring Mr. Crow's instructions may be laid before the Queen.

A letter from Mr. Secretary Hedges of yesterday's date, directing the Board to transmit such instructions as they have prepared for Mr. Crow for the government of Barbados [*fo.* 407] to the Council Office, in order to their being laid before her Majesty this evening in Councill, was read ; whereupon their lordships took into consideration the names of the several persons before them for filling up of vacancies in the Councill [*fo.* 411 ; L. *fo.* 24], and agreed upon the following twelve as the fittest persons to serve her Majesty in that station, vizt., George Lillington, who was suspended by Sir Beville Granville for opposing him in some practices which he thought illegal, and continues at present under the said suspension, but otherwise recommended under a good character ; Tobias Frere, Richard Scot, Thomas Merrick, William Wheeler, John Hallet, John Lesley, John Wiltshire, Thomas Alleyne, John Pilgrim, Simon Lambert and William Cole ; and signed a representation to her Majesty [L. *fo.* 42] accompanying the said instructions.

The Board agree upon 12 persons to fill up vacancies in Council.

Their names.

Representation thereupon.

Their lordships further signed a letter to Mr. Secretary Hedges, acquainting him with what they had done herein.

Letter to Mr. Secretary Hedges acquainting him therewith.

Trade.
Flanders merchants at the Board.

Mr. Lambert, Mr. Beck and other Flanders merchants attending [*fo.* 411, 413, 416], they were acquainted with the substance of Mr. Stepney's papers mentioned in the minutes of the 13th instant, and desired to give their lordships an account in writing of what they conceive to be for the advantage of the trade of England in the regulation of the trade with Flanders, which they promised to do as soon as possible.

Barbados.
Letter to Mr. Attorney Generall about power of suspending a barrister at law.

Ordered that a letter be writ to Mr. Attorney General for his opinion [*fo.* 418] whether the Queen or any of her judges have power to suspend a barrister at law from the practice of the law [*fo.* 412].

November 20. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados.
Letter to be writ to Mr. Crow to inquire into the neglect of the publick papers not being duly transmitted, &c.

Ordered that a letter be writ to Mr. Crow, upon his going away, to signify to him the neglect that has been in Barbados in transmitting to their lordships copies of the Acts, Minutes of Councill, Journals of the Assembly and Accounts of the revenue

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of Barbados; and to desire him to inquire where has been the failure, and who has been the cause thereof; and that during his government he take care to comply with that article of his instructions, directing him to transmit to this Board copies of the said papers every three months or oft'ner.

Trade.
Flanders merchants summon'd.

Ordered that another letter be writ to Sir Henry Furnese [*fo.* 415, 417], to desire him, with such other English merchants as are concerned in the trade of Flanders, to attend the Board on Fryday morning next in relation to that trade.

Barbados.
Triennial Bill under consideration. Representation to be prepared thereon.

Their lordships took into consideration the *Act* lately pass'd in Barbados [*fo.* 413] *for ascertaining the continuance of the General Assemblies of that island*, and gave directions [*fo.* 417] for preparing a representation thereupon.

November 21. Present:—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Trade.
Sir Henry Furnese at the Board about trade to Flanders.

Sir Henry Furnese attending [*fo.* 416, 427], and being acquainted with the substance of Mr. Stepney's papers mentioned in the minutes of the 15th instant relating to the trade of Flanders; he said that in his opinion that trade ought to be incouraged, it being as advantagious to England as any other; that the prohibition of the importation of Flanders lace ought to be intirely taken off, and a small duty *ad valorem* not exceeding 8 *p. cent.* be laid upon importation of lace from Flanders; that the duty upon their linnens being in proportion to that on the linnens of Germany needs no regulation.

Barbados.
Draught of representation on the Triennial Bill.

The draught of a representation [*fo.* 416, 418] for repealing *An Act* lately past in Barbados *for ascertaining the continuance of the General Assembly of that island*, was read and ordered to be transcribed.

Barbados.
Order of Council on the petition of Mr. Hodges, &c.

Mr. Attorney General's answer about power of suspending a barrister at law.
Mr. Bernard told the Board would report to take off Mr. Hodges's suspension.
Representation thereon agreed.

An Order of Councill of the 14th instant [*fo.* 412, 415] upon the petition of Mr. Hodges, counsellor at law in Barbados, setting forth his having been suspended by Sir Beville Granville, Governor of that island, the 6th of August last, from all practice of the law there without any proof made against the said Hodges of misbehaviour in the said profession, and praying that the said suspension may be taken off, was again read, as also Mr. Attorney General's answer to the query sent him the 19th instant thereupon [*fo.* 415], and Mr. Bernard attending, the Board acquainted him that they would report to her Majesty that she be pleased to take off the said suspension accordingly, and the draught of a representation [*fo.* 419] for that purpose was agreed and ordered to be transcribed.

November 22. Present:—Lord Dartmouth, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados.
Representation for repealing the Triennial Act.

A representation for repealing *An Act* lately past in Barbados [*fo.* 417; L. *fo.* 43], *for ascertaining the continuance of the General Assemblies of that island*, was signed.

Representation for taking off the suspension of Mr. Hodges.

A representation upon the petition of Mr. Hodges [*fo.* 418; L. *fo.* 43], proposing that his suspension from the practice of the law in Barbados be taken off, was signed.

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Mr. Guy Ball, Mr. Heysham and several other Barbados gentlemen presented to their lordships a reply to Mr. Skene's answer to the complaints against him [*fo.* 398; L. 13], which was read; and those gentlemen were desired to procure if possible the original order of Sir Beville Granville for stopping the fleet mentioned in the said reply, which they said they would endeavour to do.

Reply of Mr. Guy Ball, &c., to Mr. Skene's answer to the complaints against him.

A petition of Mr. John Lyon, of Barbados [L. *fo.* 26], praying that Mr. Patrick Meine may not be continued in the Councill of Barbados, for reasons set forth in the said petition, was read.

Petition of Mr. Lyon against Mr. Mein's being of the Councill.

November 25. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A letter from Mr. Secretary Hedges of the 22nd instant, inclosing one to him from Colonel Bennet, Lieutenant Governor of Bermuda, was read, and an answer thereto drawn up and signed.

Bermuda.
Letter from Mr. Secretary Hedges with one from Captain (sic) *Bennet. Answer.*

A letter from Mr. Savage, secretary to the Commissioners of her Majesty's Customes, of the 16th instant, in answer to one writ him the 14th ditto [*fo.* 409], giving an account of naval stores imported from the Plantations since the 25th December, 1705, was read.

Plantations Generall. New England.
Letter from Mr. Savage in answer to one writ him about naval stores.

A letter from Captain Underdown, Commadore of the Newfoundland convoy, of the 11th instant, and the papers therein referr'd to were laid before the Board, and are as follows, vizt.:

Newfoundland.
Letter from Commadore Underdown with answers to heads of inquiry.

Papers referr'd to therein.

Letter from the inhabitants of St. John's, in Newfoundland, to the Commadore, and giving their reasons for not paying the quantity of fish due from them to Doctor Jackson.

Account of the inhabitants, boats, stages, fishing ships, fish caught &c. in Newfoundland.

Answer to Captain Underdown, Commadore of the Newfoundland convoy, to the heads of inquiry sent to Mr. Burchet the 19th of March last.

Answer of Captain Underdown, Commadore of the Newfoundland convoy, to the additional instructions sent to Mr. Burchet the 19th of March last.

And thereupon notes were taken for alterations to be made in the heads of inquiry to be given to the Commadore of the next year's convoy.

Notes taken for alterations in the heads of inquiry.

A letter from Colonel Seymour, Governor of Maryland, to the secretary [Answer. L. 98], transmitting the old seal of that province, dated the 15th of August last, was read; and thereupon ordered that Colonel Blakiston have notice to attend the Board to-morrow morning.

Maryland.
Letter from the Governor to the secretary with the old seal, &c. Col Blakiston summon'd.

Further ordered that, in the next letters from the Board to the several Governors in America, a clause be inserted, requiring them not to send any letters which are for their lordships under cover to their respective agents, but to transmit the same directly to this Board.

Plantations General.
Governors to send their letters directly to the Board.

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November 26. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Virginia.
Letter from the President and Councill about death of Col. Nott.
Letter to Mr. Secretary Hedges thereupon.
A second letter from the President and Council relating to convoys.
Virginia merchants summon'd.
A third letter from the President and Councill.

A letter from the President and Councill of Virginia, dated the 29th of August last, signifying the death of Colonel Nott, the Governor of that colony, was read ; and a letter to Mr. Secretary Hedges thereupon was signed.

Another letter from the said President and Councill, of the same date, relating chiefly to the convoys for the Virginia trade, was read ; and thereupon ordered [*fo.* 425] that the Virginia merchants have notice to attend the Board on Thursday morning next.

Papers of publick proceedings.

Another letter from the said President and Councill upon several heads, was also read, and the papers therein referr'd to laid before the Board, and are as follows :

A. Account of the manner of taking up and patenting land in Virginia, with reasons for continuance thereof.

B. Depositions taken before the Commissioners for tryal of pirates upon a complaint against Thomas Pitton, master of the *Factor* of Biddiford.

No. 1. Minutes of Councill from the 20th of December, 1700, to the 30th of August, 1706.

No. 2. Minutes of the Councill in Assembly from the 24th of Aprill to the 22nd of June, 1706.

No. 3. Journal of the House of Burgesses from the 24th of Aprill to the 22nd of June, 1706.

No. 4. A book containing 58 laws past at a General Assembly in Virginia in 1706.

No. 5. Copy of the Act for establishing the County Courts &c. and relating to wills and administrations, as it was prepared by the Councill and Burgesses.

No. 6. Copy of the Act repealing part of an Act past at a General Assembly begun the 8th of June, 1680, intituled an Act of free and general pardon, indemnity and oblivion.

No. 7. List of patents signed in Aprill, 1706.

No. 8. Copies of eight proclamations issued since August, 1705.

No. 9. List of ships entred and cleared in Virginia from the 24th of June, 1705, to the 22nd of August, 1706.

Virginia.
Letter from the President of the Councill.

Another letter from the President of the Councill of Virginia to the Board, dated the 2nd of September last, was read.

Letter from the President to the secretary with the old seal and copy of a Bill about County Court clerks, secretary, &c., their fees.

A letter from Mr. Jennings to the secretary of this Board, transmitting the old broken seal, as also the copy of a Bill *for prescribing the method of appointing County Court clerks, and for ascertaining the fees of the secretary, County Court clerks, sheriffs and constables*, was read.

November 27. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

New England.
Two letters from Mr. Bridger with account of progress made in producing naval stores.

Two letters from Mr. Bridger, dated in New England the 18th and 24th of the last month, giving an account of the progress made there in the production of naval stores, as also an account of the

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quantities of each sort now sent over, were read; whereupon a letter to the Lord Treasurer with the opinion of the Board that the premium directed by Act of Parliament be allowed upon the importation of the said stores into England, was signed.

Quantities thereof now sent. Letter to the Lord Treasurer thereupon.

Mr. Wilcocks attending, presented to their lordships a letter from Colonel Quary, as also a memorial from himself against some Acts lately passed in Pennsylvania [*fo.* 394; L. *fo.* 9], which were read.

Virginia. *Letter from Col. Quary.* **Pennsylvania.** *Memorial from Mr. Wilcocks against some Acts.*

November 28. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Mr. Perry, Captain Hyde and Mr. Corbin, with several other Virginia merchants attending [*fo.* 422], and being ask'd several questions in relation to that trade and the convoys [L. 20] for the next year, they said that there came out of the Capes of Virginia 208 ships with the convoy and 29 two days afterwards; that there are not above half of the said ships yet arrived, which is occasioned by the coming home so late in the year; that their ships were ready to come away in Aprill last had the convoy been there for them; that it is impossible to send their ships to Virginia in January next, because they cannot be unloaded before the later end of February, so that they can not be ready for that voyage before the later end of March, which will bring them again to the same inconveniency which has happen'd this year; and therefore they were of opinion it would be best for them that a convoy should be ready precisely to sail from hence the later end of August or the beginning of September next, and come from thence the later end of Aprill.

Virginia. *Merchants at the Board about tobacco trade and convoys.*

Mr. Baily, with other Virginia merchants, attending, acquainted their lordships that August or September is the proper time for the departure of the convoy annually, but that they did not doubt to have thirty ships ready to sail from London (with what others there may be from the out ports) by the middle of February next; and therefore they desire they may have two or three men-of-war as a convoy for that time, else they shall be obliged to send their ships without convoy. They further desire that such ships as have a mind to run without convoy may be permitted.

Their lordships took into consideration the trade with Flanders [*fo.* 417; L. *fo.* 1], and ordered that a letter be writ to Mr. Slaney for his opinion of what may be desired by the merchants for the improvement of that trade.

Trade *of Flanders under consideration. Letter to Mr. Slaney.*

November 29. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Their lordships took into consideration the proposal of Mr. Butler, Mr. Ashton and others [*fo.* 350], referr'd to them by her Majesty's Order in Councill of the 10th of July last, for an annual consumption of the English woollen manufactures in the Plantations, and came to several resolutions thereupon, and the draught of a representation in pursuance thereto was agreed [L. *fo.* 2].

Plantations General. *Proposal about consumption of English manufactures in the Plantations consider'd. Draught of a representation thereupon.*

Ordered that the copy of *An Act for the settling of ports and towns in Virginia* (received with the last packet from thence) be sent to Mr. Lowndes, for the opinion of the Commissioners of the Customes thereupon [L. 157].

Virginia. *Letter to Mr. Lowndes with copy of the Act about Ports &c. for the opinion of the Commissioners of the Customes.*

Journal of the proceedings of Her Majesty's Commissioners for promoting the trade of this Kingdom, and for inspecting and improving her plantations in America and elsewhere, from the second of December, 1706, to the [thirty-first of December, 1707].

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December 2. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Trade. *With Flanders.*

Representation to be prepared thereupon.

Their lordships took again into consideration the papers lately received from Mr. Secretary Hedges relating to the trade with Flanders [K. *fo.* 427 ; *fo.* 2], and gave directions for preparing a representation offering to her Majesty that the Acts which prohibit the importation of Flanders bone-lace be repealed.

December 3. Present :—Mr. Cecill, Sir Philip Meadows. Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Plantations General. *Memorial from Mr. Butler &c. about an annual consumption of woollen manufactures. Representation thereupon.*

A memorial from Mr. Butler, Mr. Ashton and other proposers [K. *fo.* 427 ; *fo.* 288] for an annual consumption of woollen manufactures in the plantations, was read, and a representation upon their said proposal, as agreed the 29th of the last month, was signed.

Trade. *Draught of representation on trade of Flanders.*

The draught of a representation [*fo.* 1, 3] relating to the trade of Flanders, as directed the last meeting, as also a letter to Mr. Secretary Harley inclosing the same, were agreed and ordered to be transcribed.

December 4. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Miscellanies. *Letter to the Earl of Sunderland about his being one of this Board.*

A letter to the Earl of Sunderland, signifying that he, as Principal Secretary of State, is one of the Commissioners of this Board, and that the Board would be glad of his presence and assistance, when his other affairs will permit, was signed.

Trade. *Letter to the Earl of Sunderland with representation about trade to Flanders.*

A representation [*fo.* 9] relating to the trade with Flanders, as agreed at the last meeting [*fo.* 2], together with a letter inclosing the same to the Earl of Sunderland, were signed.

Antigua. *Letter from Colonel Parke.*

A letter from Colonel Parke, dated at Antigua the 22nd of September last, together with the papers therein referr'd to, were read. The said papers are as follows :—

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An Act for the payment of the value of 1,000*l.* current money annually to his Excellency Daniel Parke, esquire, in lieu and satisfaction for the rent of a house for his said Excellency's accommodation during his residence and abode in this island, past at Antigua the 26th July, 1706.

Papers therein referr'd to.

An Act for raising the quantity of one hundred thousand pounds of good Muscovado sugar per annum for discharging the rent of a house for the accommodation of his Excellency Daniel Park, esquire, during the continuance of his government as Captain-General of these islands, past at St. Christopher's the 4th of September, 1706.

Naval officers' list of imports and exports &c. from the 25th December, 1705, to the 25th June, 1706.

Naval officers' list of imports and exports &c. from the 18th May, 1706, to the 18th of August following inclusive.

Whereupon their lordships resolved to take the said Acts into further consideration.

Acts to be considered.

December 5. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A letter from Colonel Parke, dated at St. Christopher's the 7th of October, was read.

Leeward Islands. *Letter from Colonel Parke.*

A letter from the Lord Cornbury, Governor of New Yorke, dated the 10th of August last, together with a list of persons' names offer'd by him as fit to fill up vacancies in Council, was read.

New Yorke. *Letter from the Lord Cornbury.*

Another letter from the Lord Cornbury, dated the 3rd of October last, inclosing an account of the invasion made by the French and Spaniards upon Carolina, in which attempt the French were defeated, and most of them taken prisoners, was read ; whereupon their lordships agreed to take paragraph C. of the said letter [*fo.* 6], relating to letters of administration on wills into consideration at their next meeting ; and further ordered that paragraph H. of the same letter, relating to the commanders of the two frigats attending New Yorke, be sent to Mr. Burchet [*fo.* 10], to be laid before his Royal Highness the Lord High Admiral's Councill for their information.

Another letter from the Lord Cornbury.

Carolina. *Account of the invasion from the French.*

Extract of the above letter relating to the captains of the men of war to be sent Mr. Burchet.

December 6. Present :—Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Ordered that a copy of paragraph C. of the Lord Cornbury's letter of the 3rd of October last, relating to letters of administration [*fo.* 5] (read at the last meeting), as also a copy of the clause in his lordship's instructions upon the same subject, be sent to Mr. Attorney General [*fo.* 119] for his opinion thereupon.

New Yorke. *Letter to Mr. Attorney General with extract of Lord Cornbury's about letters of administration.*

A letter from the Lord Cornbury relating to his government of New Jersey, dated the 10th of September last, was read.

New Jersey. *Letter from the Lord Cornbury.*

A letter from Mr. Lowndes, inclosing a letter from Mr. Bridger to my Lord Treasurer relating to naval stores, and desiring the Board to send for the Commissioners of the Navy [*fo.* 10] to confer with them thereupon, was read ; and a letter to the Navy Board was immediatly drawn up and signed.

New England. *Letter from Mr. Lowndes desiring the Board to confer with the Commissioners of the Navy about naval stores.*

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Jamaica.
Order of Council repealing the Act to provide additional subsistence.
The same to be sent to Colonel Handasyd.

An Order of Councill of the 14th November last, upon a representation [K. *fo.* 358] of the 15th of July foregoing, for repealing an Act past in Jamaica to provide an additional subsistence for her Majesty's officers and soldiers, and for other uses, was read; and thereupon ordered that the same be sent to Colonel Handasyd, together with their lordships' reasons for repealing the said Act.

New Hampshire.
Copy of an Order of Council on representation for confirming 13 laws.

The copy of an Order of Councill of the 19th of the last month, upon a representation of the 19th of July foregoing [K. *fo.* 361], for confirming 13 New Hampshire laws, was read.

Copy of an Order of Council on the same representation for repealing 13 laws.

The copy of an Order of Councill of the same date, upon the same representation [K. *fo.* 361], for repealing 13 laws of New Hampshire, was read.

Plantations General.
Letter from Mr. Dummer with scheme of the course of his packet-boats.

A letter from Mr. Dummer, inclosing a scheme of the course of the West India packet-boats, was laid before the Board.

December 9. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Nevis.
Colonel Jory &c. at the Board with reference from Mr. Secretary Hedges on a memorial in favor of Colonel Smith to be Lieutenant Governor.

Colonel Jory, Mr. Martin, and other Leeward Island merchants attending, presented to their lordships a reference from Mr. Secretary Hedges of the 2nd instant, upon a memorial of the inhabitants and traders in and to the Island of Nevis to her Majesty, recommending Colonel Smith to her Majesty as a person fitly qualifyed to be Lieutenant Governor of that island, in the room of Colonel Johnson, deceased, which was read; and their lordships communicated to those gentlemen what Colonel Park has writ about his having made Colonel Hamilton Lieutenant Governor of Nevis, and Colonel Lambert, President of the Council of St. Christopher's, Lieutenant Governor of the said island in the room of Colonel Hamilton.

Leeward Islands.
Colonel Park's letter communicated to them about his having made Colonel Hamilton Lieutenant Governor of Nevis and Colonel Lambert Lieutenant Governor of St. Christophers.

St. Christophers.
Memorial from Mr. Duport to have Colonel Lambert confirmed Lieutenant Governor.
Representation to be prepared to confirm Colonel Hamilton and Colonel Lambert.
And to recommend Colonel Smith for the next vacancy.

Mr. Duport, also attending, presented to their lordships a memorial praying that the Board would be pleased to report to her Majesty that the said Colonel Michael Lambert, appointed Lieutenant Governor of St. Christopher's by Colonel Parke, may receive her Majesty's commission to confirm him in the said post, which was read; whereupon their lordships gave directions for preparing a report [*fo.* 10] for confirming Colonel Hamilton and Colonel Lambert, the one Lieutenant Governor of Nevis, the other Lieutenant Governor of St. Christopher's; and at the same time that Colonel Smith be recommended to her Majesty as a fit person to succeed Colonel Hamilton upon his death or removal from that government.

Trade.
Letter from the Earl of Sunderland about duties on Flanders goods imported.
Memorial from the merchants of Holland &c. thereupon.

A letter from the Earl of Sunderland of the 6th instant, inclosing a deduction of the duties charged in England upon the goods and manufactures of Flanders imported hither [*fo.* 3], as also a memorial from the merchants and manufacturers of linnen in the provinces of Holland and Overyssell [*fo.* 11], complaining of the duties laid upon the importation of their commodities in England, was read; and

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their lordships gave directions for preparing a letter to the Earl of Sunderland thereupon [*infra*].

December 10. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A letter to the Earl of Sunderland relating to the duties paid here upon the importation of the commodities and manufactures of Flanders, as directed the last meeting [*supra*], was agreed and signed.

Trade. *Letter to the Earl of Sunderland about Flanders trade.*

Mr. Wilcocks presented to their lordships an affidavit of Benjamin Vander-Werff, late of Pennsylvania, relating to the passing of *An Act* there for *directing the qualifications of magistrates* &c. [K. *fo.* 394 ; 425], which was read ; and their lordships agreed to take that matter into consideration at the first opportunity [*fo.* 26].

Pennsylvania. *Mr. Wilcox with affidavit about the Act for* qualification of magistrates *&c.*

The draught of a representation [*fo.* 8, 11] proposing that Colonel Walter Hamilton be confirmed Lieutenant Governor of St. Christopher's, as directed at the last meeting, was agreed and ordered to be transcribed.

Leeward Islands. *Representation for confirming two Lieutenant Governors.*

A letter from the Commissioners of the Navy, containing their observations upon a letter from Mr. Bridger to the Lord Treasurer, sent them in a letter from the Board the 6th instant [*fo.* 6, 12], was read.

New England. *Letter from the Navy Board with their observations on Mr. Bridger's letter.*

Sir Charles Hobby presented to their lordships a memorial desiring copies of such complaints as Colonel Dudley has or shall transmit over against him, which was read. Whereupon he was told that, if any such complaints came to the Board, he should be acquainted with them.

Memorial from Sir Charles Hobby about complaints against him by Colonel Dudley.

December 11. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A letter from Mr. Burchet, in answer to one writ him the 6th instant [*fo.* 5], upon a complaint of the Lord Cornbury against Captain Miles, commander of the *Tryton* prize at New Yorke, signifying that he had writ to the said captain thereupon, and inclosing a copy of his letter, was read ; whereupon ordered that a copy of Mr. Burchet's letter to Captain Miles be sent in the next letter to the Lord Cornbury.

New Yorke. *Letter from Mr. Burchet in answer to one about Lord Cornbury's complaint against Captain Miles. Copy thereof, &c. to be sent the Lord Cornbury.*

A representation for the confirming Colonel Hamilton, Lieutenant Governor of Nevis, and Colonel Lambert, Lieutenant Governor of St. Christopher's [*fo.* 10, 297], as agreed at the last meeting, was signed.

Leeward Islands. *Representation for confirming Colonel Hamilton, Lieutenant Governor of Nevis and Colonel Lambert of St. Christopher's.*

Their lordships then took into consideration a memorial of the merchants and manufacturers of linnen in the provinces of Holland and Overyssell [*fo.* 9, 12], complaining of the high duties payable here upon the importation of the commodities of those provinces &c., referr'd to the Board by the Earl of Sunderland's letter of the 6th and read the 9th instant, and made a progress therein.

Trade. *Memorial of merchants and manufacturers of linnen in Holland, &c. complaining of high duties under consideration.*

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December 12. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados. Jamaica. Leeward Islands. *Draughts of letters to the Governors.*

The draughts of letters to the President and Council of Barbados [*fo.* 13], the Governors of Jamaica and the Leeward Islands, were agreed and ordered to be transcribed.

Trade. *Memorial of the Holland merchants under consideration.*

Their lordships made a further progress in considering the memorial of the merchants and manufacturers of linnen in Holland and Overyssell [*fo.* 11], and ordered that notice be given to the merchants concerned in that trade that their lordships desire to speak with them on Monday next in the morning. [*fo.* 14].

December 13. Present :—Lord Dartmouth, Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

New England. *Letter to the Navy Board desiring a conference with them touching naval stores.*

Upon consideration of the letter from the Navy Board mentioned in the minutes of the 10th instant [*fo.* 10], their lordships signed a letter to the Commissioners of the Navy to desire a meeting with them [*fo.* 17] any time next week, after Tuesday.

Jamaica. Leeward Islands. Barbados. *Letters to the Governors, &c.*

The letters to the Governors of Jamaica and the Leeward Islands and to the President and Council of Barbados [*fo.* 12], as agreed at the last meeting, were signed.

Barbados. *Memorial from Mr. Foulerton in favour of Mr. Skene.*

Mr. Foulerton presented to the Board a memorial in favour of Mr. Skene, secretary of Barbados [K. *fo.* 419; *fo.* 20], praying their lordships to report to her Majesty that the said Skene has been legally acquitted of the misdemeanors alledged against him; or, if they doubt of the legality of his tryal, that they would order Colonel Crow to make inquiry therein at his arrival in that island, and transmit his report thereon to this Board.

December 16. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

Leeward Islands. *Letter to Board of Ordnance about stores.*

A letter to the Board of Ordnance [*fo.* 20], desiring an account of the Ordnance stores of war that have been sent within six months last past, or are now sending to the Leeward Islands, was signed.

Trade. *Merchants about duties on linnen.*

Mr. Waller, Mr. Hillarsdon and other merchants trading to Holland and Flanders attending [*fo.* 12, 15], the memorial of the merchants and manufacturers of Holland and Overyssell, complaining of the duties paid here upon the importation of their commodities, was communicated to them; whereupon they said that the Germany linnens do pay one-third of their value, so that there is no disproportion in the duties upon those and Holland linnen. But as to the proposal of having all linnens to pay according to their value, which is to be declared by the importer, and of having the Commissioners of the Customes take the said linnens according to the values declared in case they suspect the said linnens to be under-rated with a surplus of 5 *per cent.* They said it would be attended with so many difficulties that it would be impracticable; besides that, it might happen that her Majesty would frequently have great quantities of those linnens upon her hands.

They then presented to their lordships their thoughts in relation to the duties on Flanders linnen, which was read; and directions

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were given for preparing a letter to the Earl of Sunderland upon that subject.

December 17. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Trade.
Memorial from Mr. Beck with proposals for opening a trade to Flanders. Memorial of the merchants of Overyssell deliver'd to him for opinion.

Mr. Beck, a Flanders merchant, presented to the Board a memorial containing his proposals for opening a trade with that country ; which was read ; and their lordships then delivered to him the memorial of the merchants and manufacturers of Overyssell &c [*fo.* 14, 16], for his opinion thereupon [*fo.* 22], which he promis'd to give the Board in a few days.

Memorial from Mr. Dorpere, &c. about hardships in the Flanders trade.

Mr. Dorpere and Mr. Jeremiah Powell attending, presented to the Board a memorial, enumerating the particular hardships the Flanders trade lies under [*fo.* 14, 16], with their proposals for a remedy thereof, which was read ; and their lordships resolved to take both the foresaid memorials into consideration at their first opportunity.

Plantations General.
Letter from Mr. Dummer about sailing of a packet boat.

A letter from Mr. Dummer, giving an account of the sailing of the Antego packet boat to and from the West Indies, was read.

December 18. Present :—Lord Dartmouth, Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados.
Letter from the President.

A letter from Colonel Sharpe, President of the Council of Barbados, acknowledging the receipt of the Board's letters of the 30th and 31st of May last, as also signifying his having taken upon him the Presidentship of that island at the departure of Sir Beville Granville, dated the 19th of September last, was read.

Leeward Islands.
Letter from Colonel Parke about the death of Colonel Johnson.

A letter from Colonel Parke, Governor of the Leeward Islands, giving an account of the death of Colonel Johnson, Lieutenant Governor of Nevis, who was killed by Mr. Pogson, one of the Council of St. Christopher's, dated the 15th of September last, was read.

Trade.
Hambourgh Company about duties on linnen.

Sir William Gore and other gentlemen of the Hambourgh Company attending, their lordships communicated to them the memorial of the merchants and manufacturers of Holland and Overyssell [*fo.* 15, 21], complaining of the duties paid here upon the importation of their commodities ; and a translation of the said memorial was at the same time delivered to them for their observations thereupon [*fo.* 25], which they promised to bring their lordships in writing as soon as possible.

New England.
Commissioners of the Navy about naval stores. Explanation of their letter upon one from Mr. Bridger to the Lord Treasurer.

Mr. Sergison, Mr. Lyddall and Mr. Tollet, Commissioners of the Navy, attending [*fo.* 13], their letter of the 9th, read the 10th instant, was again read ; whereupon they explained themselves upon several particulars as follows, viz. :—

That they desired the Board to look upon them as Commissioners of the Navy, and to distinguish between the interest of the navy and the interest of England.

That they are bound up by their instructions to buy naval stores wherever they find them cheapest, without inquiring whence they come ; which is the reason why they have frequently preferr'd that of Sweden before that of America.

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That they are of opinion that the importation of naval stores from America will be a national advantage, and ought therefore by all possible means to be incouraged, and that they would do all that in them lies in order thereunto, could they buy the American stores as cheap as those that come from the northern crowns.

That they were of opinion if the northern trades be opened the pitch and tar imported from thence will be sold cheaper than that imported from New England, and that they understand there are great quantities of those commodities in Sweden, Norway, Muscovy and Russia, now ready to be shipp'd for England.

That the importation of pitch and tar from the plantations (though it be not quite so good as that from Sweden) yet it will be a means of lowering the price of that commodity from other places.

That the more places pitch and tar is imported from, the cheaper it will be sold here, and so the better for the nation in general.

That they have already made use of the plantation tar, which they have found to be as good as any, could it be had as cheap.

That they did last year contract for a considerable quantity of New England tar, which they expect will soon arrive.

As to Mr. Bridger, they said that considering he is to travell such a large tract of land, he might deserve an increase of salary.

And whereas the naval stores upon which a præmium is to be allow'd, are required to be good and merchantable, they thought it might be convenient that the reasons for allowing the præmium upon the pitch and tar now imported from New England, be signifyed to the Commissioners of her Majesty's Customes, lest they should make any difficulty therein.

Then their lordships desired their observations upon the goodness of the pitch and tar now imported from New England, in order to the Board's giving directions for the improving that commodity for the future, in case this be not so good as it ought to be.

December 19. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Maryland.
Representation from Mr. Secretary Hedges upon an address from the Governor and Councill of Maryland about want of copper coin.

Colonel Blakiston attending, presented to their lordships a reference from Mr. Secretary Hedges of the 27th of November last, upon the address of the Governor, Councill and Assembly of Maryland to her Majesty, setting forth the inconveniencies they lye under, for want of coin in that province, and praying that her Majesty will be pleased to grant them a species of small copper coin to the value of seven hundred pounds [*fo.* 78], including the coinage, and that the same may be only current there &c., which was read.

Barbados.

The draught of a representation upon the complaints made here against Mr. Skene [*fo.* 13, 140], secretary of Barbados, for

misdemeanors in his office, and for which he is under suspension, was agreed ; but, before their lordships sign the same, they resolved to speak with Mr. Foulerton, agent for the said Skene ; and thereupon order'd that he have notice to attend the Board on Monday next come sevenight.

1706.
Draught of representation on complaints against Skene consider'd. Mr. Foulerton summon'd thereon.

A letter from the Board of Ordnance of the 17th instant, in answer to one writ them the 16th ditto, for an account of the Ordnance stores [*fo.* 13] that have been sent to the Leeward Islands within six months last past, was read ; whereupon a letter to Colonel Park, inclosing a copy of the said account, was drawn up and signed.

Leeward Islands.
Letter from the Board of Ordnance with account of stores sent.
Letter to Colonel Park with copy of the said account.

Their lordships then took into consideration the draught of a letter to the Lord Treasurer [*fo.* 6, 17, 21] relating to naval stores imported from her Majesty's plantations in America, and made some progress therein.

New England.
Draught of letter to the Lord Treasurer about naval stores imported from the plantations.

Their lordships gave directions for preparing the draught of a representation relating to convoys for Virginia and Maryland [K. *fo.* 425 ; *fo.* 21].

Virginia. Maryland.
Representation to be prepared about convoys.

December 20. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A letter to the Lord Treasurer, in answer to the reference from his lordship upon Mr. Bridger's letter relating to the production of naval stores in New England [*fo.* 20] was signed.

New England.
Letter to the Lord Treasurer on Mr. Bridger's letter about naval stores.

A representation relating to convoys for Virginia and Maryland [*fo.* 20, 31, 73], together with a letter inclosing the same to the Earl of Sunderland, were signed.

Virginia. Maryland.
Representation about convoys.
Letter to the Earl of Sunderland therewith.

A memorial from Mr. Charles Ardesoif, relating to the use of American tar wth a composition of his own in sheathing of ships to preserve them against the worm, was read ; and, he making mention of several of Mr. Dummer's packet boats that have made use thereof, ordered that inquiry be made of Mr. Dummer of the goodness of the said sheathing.

New England.
Memorial from Mr. Ardesoif about a composition for sheathing of ships, &c.
Inquiry thereon to be made of Mr. Dummer.

A letter from Mr. Secretary Harley, of yesterday's date, referring to the Board a memorial from Monsieur Vryberge [*fo.* 16, 28], Envoy of the States General to her Majesty, relating to the duties laid upon the Dutch linnens here, was read ; whereupon a letter was immediatly writ to Mr. Secretary, signifying that their lordships had already that matter under their consideration by a letter from the Earl of Sunderland, and were conferring with the merchants in order to a report to her Majesty thereupon.

Trade.
Letter from Mr. Secretary Harley with memorial from Monsieur Vryberge about duties on Dutch linnen.
Letter to Mr. Secretary Harley.

A memorial from Mr. Beck [*fo.* 15, 25], with his observations upon the memorial of the merchants of Holland and Overyssell, relating to the duties here upon their linnens, was read.

Trade.
Memorial from Mr. Beck about duties on Dutch linnens.

A letter from Colonel Seymour, Governor of Maryland [*fo.* 73], dated the 21st of August last, with the papers therein referr'd to, were laid before the Board. The said papers are as follows, viz. :—

Maryland.
Letter from Colonel Seymour.

Copy of an intercepted letter from Monsieur De Paty, imployed in building Fort Louis at St. Domingo, to Monsieur Du Cass, dated 6th of September, 1705.

Papers therein referr'd to.

1706.

Copy of an intercepted letter from the Governor of St. Domingo to Monsieur Boulay, counsellor to the French King, dated the 18th of September, 1705.

Copy of the journal of the Committee of Accounts in Aprill, 1706.

Minutes of Councill in Assembly from the 2nd of Aprill to the 19th ditto, 1706, inclusive.

Journal of the House of Delegates from the 2nd to the 19th of Aprill, 1706, inclusive.

Fourteen Acts past the 19th of Aprill, 1706.

Originals of the intercepted letters at the Secretary's office.

And their lordships observing that the originials of the forementionꝺ intercepted letters are mentionꝺ by Colonel Seymour to be sent to Mr. Secretary Hedges, the secretary was sent to the Earl of Sunderland's office, to inquire if the said letters were there; and being returned, he acquainted their lordships that they were, and that Mr. Hopkins told him that he would lay them before the Earl of Sunderland.

Letter to Mr. Lowndes for the opinion of the Commissioners of the Customes on an Act.

Ordered that a letter be writ to Mr. Lowndes, inclosing one of the foregoing Acts, intituled *An Act for advancement of trade and erecting of ports and towns in the province of Maryland*, for the opinion of the Commissioners of the Customes thereupon.

December 30. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Maryland.
Act about ports under consideration.

Their lordships read the Act lately pass'd in Maryland, intituled *An Act for advancement of trade and erecting ports and towns in the province of Maryland* [*supra, and fo.* 24], and ordered that Colonel Blakiston, agent for that province [*infra*], have notice to attend the Board on Thursday morning next.

Colonel Blakiston summon'd.

Virginia.
Act about ports.

Their lordships further agreed to take the Virginia law upon the same subject into consideration at their first meeting [*fo.* 31].

1706–7.

January 2. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados.
Letter from Mr. Delafay about inserting counsellors' names in Mr. Crow's instructions, and two new clauses.

A letter from Mr. Delafay, of yesterday's date, signifying the Earl of Sunderland's desire that the names of the present counsellors of Barbados be inserted in Mr. Crow's instructions for the government of that island [K. *fo.* 414], as also inclosing two new clauses to be added to the said instructions, the one relating to the said counsellors, and the other to the native inhabitants of the islands in the neighborhood of Barbados, was read, and the said additions made accordingly.

Maryland.
Act about ports.

Colonel Blakiston attending [*supra, and fo.* 31], their lordships again took into consideration the *Act* lately pass'd in Maryland, *for the advancement of trade, and erecting ports and towns in that province*, and there appearing several particulars in the said Act which render the same unfit for her Majesty's royal approbation, Colonel Blakiston was desired to give their lordships his further thoughts in writing thereupon.

Colonel Blakiston to give his thoughts thereon in writing.

Trade.
Letter to Sir William Gore for the Hamburg Company's observations about dutys on Dutch linnen.

Ordered that a letter be writ to Sir William Gore, Governor of the Hamburgh Company, to desire the said company's observations upon the memorial deliver'd them the 18th of the last month relating to the duties on Holland linnens [*fo.* 16, 27].

1706–7.

January 3. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

The Earl of Sunderland having desired a copy of the heads of complaints exhibited to this Board against several of the Councill of Barbados, the said heads were copyed and delivered to his lordship accordingly.

Barbados. *Heads of complaint against several of the Council deliver'd to the Earl of Sunderland*

A letter from the Earl of Sunderland, signifying his desire that all the representations of this Board may for the future be sent to him, before they are presented to her Majesty [*fo.* 35], was read; and the secretary thereupon sent to his lordship to acquaint him that the Board would comply with his lordship's desire therein.

Plantations General. *Letter from the Earl of Sunderland directing all representations to be sent to him.*

Mr. Royle attending, and desiring to have extracts out of the minutes of Barbados relating to the appeal of Mrs. Burgess, ordered that, if there be anything in the said minutes relating thereunto, an extract be given him accordingly.

Barbados. *Mr. Royle about extracts out of the minutes relating to Mrs. Burgess. Granted.*

Mr. Wilcocks attending, and desiring their lordships' report upon an Act of Pennsylvania for the qualification of magistrates [*fo.* 10, 286], ordered that Mr. Penn have notice to attend the Board upon that matter, and that Mr. Wilcocks attend at the same time.

Pennsylvania. *Mr. Wilcocks about Act concerning magistrates. Mr. Penn summon'd thereupon.*

January 7. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Mr. Patrick Meine attending, and desiring a copy of the memorial of Mr. Lyon [K. *fo.* 419], presented to the Board the 22nd of November last, against him; ordered that a copy be given him accordingly.

Barbados. *Mr. Meine about Mr. Lyon's complaint against him.*

A letter from Mr. Sollicitor General to the secretary, desiring the perusal of the Lord Baltimore's patent and of all the laws of Maryland, in order to his report upon those sent him the 19th of June, 1706, was read [K. *fo.* 338; *fo.* 369], and thereupon ordered that the said patent and laws be sent him accordingly.

Maryland. *Letter from Mr. Sollicitor General about Lord Baltimore's patent and laws.*

A letter from Mr. William Churchill, desiring their lordships' favourable report upon the Acts of Antigoa and St. Christopher's for house rent for Colonel Parke, Governor of the Leeward Islands, was read, and the Acts taken into consideration, and ordered that Mr. Churchill have notice to attend the Board to-morrow morning [*fo.* 34].

Leeward Islands. *Mr. Churchill about house rent for Colonel Park. Acts consider'd.*

Sir Thomas Lawrence attending, and desiring to have the perusal of the minutes of Councill and journals of the Assembly of Maryland, in relation to an Act of that province [K. *fo.* 172; *fo.* 48], by which he thinks himself (as secretary) injured; ordered that he have perusal of what relates to that business accordingly.

Maryland. *Sir Thomas Lawrence desiring to peruse the minutes of Council, &c.*

Sir William Gore, Governor, and several members of the Hambourgh Company [*fo.* 25, 29], presented to their lordships a memorial with their observations upon the Dutch memorial relating to the duties paid here on linnens imported from Holland, setting forth that there are several sorts of German linnens, by reason of the high duties upon them, that cannot be imported into England; that there are others which pay 50 per cent.; that there are but small quantities of fine linnens imported, and those pay about

Trade. *Memorial from Hambourg Company with observations about duties on Dutch linnen imported.*

1706–7.

25 per cent., which makes it more necessary that there be an abatement of the duties upon German linnens than upon those of Holland.

Sir William Gore's further observations on Monsieur Vryberg's memorial.

Whereas Monsieur Vryberge [*fo.* 21, 29] proposes an equivalent of 16 per cent. to be laid upon the Holland's linnen, in case the duties now paid be taken off, Sir William Gore, in the name of the Hambourgh Company, informed the Board that the German linnens are already charged so high that their trade is considerably diminished, yet, were the payment of the duties *ad valorem* made practicable, they would willingly agree to have their linnens taxed at 26 per cent; that the said company would further agree to the rating of linnens *ad valorem*, but there appears such inconveniencies in that practice that they do not conceive it possible to be done; besides that it will be subject to great frauds by the packing of fine linnens in the middle, and coarse on the outsides of the bales; to prevent which the said bales must be opened, viewed, and measured by the officers of the Customes, which, as it may on the one hand very much rumple and damnify the said linnens, so it will on the other hand be a great impediment in the dispatch of business.

Trade.
Letter to Mr. Lowndes with Monsieur Vryberg's memorial and other papers about duties on Dutch linnens imported.

These gentlemen being retired, ordered that a letter be writ to Mr. Lowndes [*fo.* 30], inclosing to him a copy of Monsieur Vryberge's memorial [*fo.* 28] to her Majesty, a copy of the memorial from Flanders relating to the duties upon their linnens, an extract of Mr. Stepney's letter relating to Flanders linnen, and a copy of the above-mentioned memorial from the Hambourg Company; and that Mr. Lowndes be desired to move the Lord High Treasurer that this Board may have the opinion of the Commissioners of her Majesty's Customes [*fo.* 38] upon the said papers.

Letter to Dr. Davenant for an account of linnens imported.

And further ordered that a letter be writ to Dr. Davenant, desiring an account of linnens imported to England from 1704 to 1705.

Plantations General.
Letter from Mr. Dummer about sailing of his packet boat.

A letter from Mr. Dummer, giving an account of the sailing of the Jamaica packet boat out and home, was read.

January 8. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

Trade.
Letter to Mr. Lowndes with papers relating to Holland linens, &c. for opinion of the Commissioners of the Customes.

The draught of a letter to Mr. Lowndes, inclosing the papers relating to the linnen of Germany, Holland and Flanders [*fo.* 29, 36, 38], as directed in yesterday's minutes, was agreed, and ordered to be transcribed.

Barbados.
Order of Council on petition of the Council and Assembly about 4½ per cent.

An Order of Council of the 19th of November last, referring to the Board a petition of the Council and Assembly of Barbados, praying that the duty of 4½ per cent. may be applyed to the use of the fortifications there without being remitted to England [*fo.* 34], as also desiring that a regiment may be sent thither for the security of that island, was read, and their lordships resolved to take the same into consideration to-morrow morning.

January 9. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

1706–7.
Virginia.
New England.
Maryland.

Sir Matthew Dudley and Mr. Godolphin (two of the Commissioners of the Customes) acquainted their lordships that they came from their Board to discourse with their lordships upon three heads, viz.: the settling of ports in Virginia; the allowing a præmium upon the pitch and tar lately imported from New England; and the settling of a stated convoy for Virginia and Maryland [*fo.* 21, 33]; the two first of which had been referr'd to them by the Lord High Treasurer, and upon which they were preparing reports.

Commissioners of the Customes about settling ports in Virginia.
Præmium on pitch and tar.
Convoy for Virginia and Maryland.

As to the *Acts for settling of ports in Virginia* [*fo.* 24, 157], they said that there were several things in it which rendered it unfit for her Majesty's royal approbation; that the settlement of ports would be of great advantage to trade, and in the collecting her Majesty's revenue, but that the settlement of towns, as proposed by the Act, would be very detrimental by drawing the inhabitants off from their planting tobacco in the country to the cohabiting and setting up handicraft trades; that, if ports were once settled, towns would follow of course, but they thought it by no means proper to allow any previous priviledges to those that shall inhabit in the said towns; that it was necessary certain places be fixed, at which ships trading thither shall be obliged to enter and clear at; but that the said ships might be permitted to lade and unlade at such places as should be most convenient for them.

Ports in Virginia.

The Board hereupon having declared their concurrence in opinion with what had been said, these gentlemen acquainted them that they would make their report to my Lord Treasurer to that purpose.

As to the præmiums to be allow'd upon pitch and tar, they communicated to the Board the draught of a report they had prepared upon that subject to the Lord High Treasurer, proposing that as the Act of Parliament restrains the præmiums to *good and merchantable* pitch and tar, the Navy Board may have the examination of those commodities now arrived from New England, in order to allowing or refusing the said præmiums; for they thought that their officers by the Act of Parliament were only obliged to give certificates of the quantity and not of the goodness of such pitch and tar. Whereupon the said Act was read, and, after some discourse thereupon, they agreed to have a special view taken of the said pitch and tar, and that what was found to be good should be allowed, and the rest rejected; upon which the Board acquainted them that the not allowing the præmiums upon what is now imported would strike a damp upon that trade in the begining, and thereby be of ill consequence to England. That the words, *good and merchantable*, ought not to be taken in a strict sense; for though the said commodities may not be fit for the use of her Majesty's royal navy, yet they may be fit for the other shipping of England, and for several other occasions, so that *good and merchantable* may be justly applyed to them, and thereby this undertaking incouraged, to the great advantage of this nation.

Præmiums on pitch and tar.

As to the settling of stated convoys for Virginia and Maryland [*fo.* 21, 48], they said, that having received a letter from the Council of Virginia, desiring their assistance in procuring such convoys, they were desirous to have the opinion of this Board therein, before

Convoys for **Virginia** *and* **Maryland.**

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they made any report to my Lord Treasurer. Whereupon their lordships communicated to them their representation of the 20th of the last month, upon that subject, wherewith they were well satisfyed, and desired a copy thereof, in order to the making theirs to concurr therewith, which was ordered to be sent them accordingly.

January 10. Present :—Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados. *Representation to be prepared on the petition of the Council &c., about application of 4½ per cent.*

Their lordships took into consideration the petition from the Councill and Assembly of Barbados relating to the application of the 4½ per cent. there [*fo.* 30, 35], and to their desire of regular forces (read the 8th instant); and gave directions for preparing a report thereupon.

Leeward Islands. *Mr. Churchill about Acts for Colonel Park's house rent*

Mr. William Churchill attending, as directed the 7th instant [*fo.* 27], and being ask'd some questions in relation to the Acts past at Antigoa and St. Christopher's for settling house rent for Colonel Parke [*fo.* 52], he communicated to the Board a letter to himself, wherein Colonel Parke writes that, though the St. Christopher's house rent be settled upon him during his government, yet he is not to reap any advantage thereby for any longer time than whilst he is actually upon that island; and therefore, the Antigoa Act being for the same purpose, he computes that he shall not make above 400*l.* sterling a year of both the said Acts; whereupon their lordships gave directions for preparing a letter to the Secretary of State thereupon [*fo.* 57].

January 13. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Plantations General. *Letter to the Earl of Sunderland promising to lay all the representations before him.*

A letter to the Earl of Sunderland, in answer to his of the 3rd instant [*fo.* 26], desiring that the representations of this Board may be communicated to his lordship before they be laid before her Majesty in Councill, signifying their readiness to comply with the same, was signed.

Barbados. *Draught of representation about 4½ per cent.*

The draught of a representation upon the Barbadoes petition relating to the application of the 4½ per cent. in that island [*fo.* 34, 37], and to a regiment of regular forces, as directed at the last meeting; was laid before the Board, and a progress made in the consideration thereof.

Trade. *Letter from Monsieur Vryberge recommending Mr. Tavernour sent to England by the States General about linnen manufactures. Mr. Tavernor at the Board.*

A letter from Monsieur Vryberge, Envoy Extraordinary of Holland, to the secretary, recommending Mr. Tavernour, sent to England by the States General, as a person able to give their lordships an information in any matters relating to the linnen manufactures of Holland, was read; and Mr. Tavernor being called in, he was acquainted that what was already before their lordships relating to the said manufacture, was referr'd to the Commissioners of the Customes [*fo.* 30, 37], and that their report was expected thereupon; and that, if he had anything further to offer upon that subject, the proper method was for him to make his application to a Secretary of State. And a letter was immediatly writ by the secretary to Monsieur Vryberge to the same purpose.

Answer to Monsieur Vryberge's letter.

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January 14. Present :—Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A representation upon the Barbados petition relating to the 4½ per cent. there [*fo.* 35, 92], and to a regiment of regular forces, together with a letter to the Earl of Sunderland, were signed.

Barbados. *Representation about application of 4½ per cent. Letter to the Earl of Sunderland therewith.*

January 15. Present :—Lord Dartmouth, Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A letter from Mr. Secretary Harley, of yesterday's date, referring to the Board a letter from Monsieur Vryberge to himself, together with a calculation of duties which he proposes to be laid here upon thread and filleting imported from Holland [*fo.* 36, 38, 39], was read; and thereupon a letter writ to Mr. Secretary Harley, signifying that the Board having desired the opinion of the Commissioners of her Majesty's Customes upon Monsieur Vryberge's former memorial relating to the Holland linnens, which they daily expected, they were desirous to receive the same before they compleated the report which they had already prepared upon that subject.

Trade. *Letter from Mr. Secretary Harley enclosing one from Monsieur Vryberge, with calculation of duties proposed to be laid on thread, &c. imported. Answer.*

Ordered that the above-mentioned papers from Monsieur Vryberge be sent to Mr. Lowndes, and that he be desired to move my Lord Treasurer that the Board may have the opinion of the Commissioners of the Customes upon them also.

Trade. *The foregoing papers to be sent to Mr. Lowndes.*

January 16. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A presentment from the Commissioners of her Majesty's Customes to the Lord High Treasurer upon the memorial of the Envoy of Holland [*supra, and fo.* 29, 39], relating to the duties paid here on Holland linnen, being communicated to the Board from the Treasury, was read, and a copy thereof taken.

Trade. *Presentment from the Commissioners of the Customes to the Lord High Treasurer upon Monsieur Vryberge's memorial. Copy thereof taken.*

Then the Board proceeded in the consideration of their report upon the same subject [*infra*], and made a further progress therein.

Draught of a report upon the same subject under consideration.

January 17. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

An order of the House of Commons, of yesterday's date, directing this Board to lay before that House a state of the Newfoundland trade [*fo.* 42], with relation to the fishery, was read, and directions given for preparing the same accordingly.

Newfoundland. *Order of the House of Commons for a state of Newfoundland trade.*

A report upon the memorial from Flanders and Holland, relating to the duties laid here upon their linnens, thread and filleting [*supra, and fo.* 29, 65], was signed, and sent to the Earl of Sunderland and Mr. Secretary Harley.

Trade. *Representation about duties on Holland linenns, &c. Letters to Secretaries of State therewith.*

A letter from Major Lloyd, commander of the garrison of St. John's at Newfoundland, to Mr. Secretary Hedges, relating to the present state and defence of that place, dated the 12th of October

Newfoundland. *Letter from Major Lloyd to Mr. Secretary Hedges about state of Newfoundland.*

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last, was read; and the papers therein referr'd to laid before the Board, and are as follows, viz. :—

Papers referr'd to therein.

Stores of war proposed by Major Lloyd to be sent next year to Newfoundland, if his proposal for taking Placentia be approved of.

Major Lloyd's proposal to the inhabitants of Newfoundland for taking Placentia.

An Address to her Majesty by the inhabitants of St. John's &c. in favour of Major Lloyd &c.

An Address to her Majesty by the commanders of merchant ships in favour of Major Lloyd.

An Address to her Majesty by the people of Consumption Bay, in favour of Major Lloyd.

January 20. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Newfoundland.
Letter from Mr. Templeman about quantity of fish caught, &c.

A letter from Mr. Templeman, one of the fishing admirals at Newfoundland, lately returned from thence, giving an account of the good understanding between Major Lloyd and the inhabitants there &c., with an inclosed account of the boats and stages at St. John's, &c., number of fish caught there this year, dated at Bristoll the 7th of December last, was read.

Letter from Mr. Secretary Hedges with several papers from Commadore Underdown.

A letter from Mr. Secretary Hedges, of the 30th of November last, inclosing several papers received from Captain Underdown, Commadore of the Newfoundland convoy, were read. The said papers are as follows, viz. :—

Letter from Captain Underdown, Commadore of the Newfoundland convoy, to Mr. Secretary Hedges, dated the 11th of November, 1706.

A survey of the provisions in St. John's Fort in Newfoundland, September the 20th, 1706.

The planns of the forts and batteries at St. John's in Newfoundland.

Copy of Captain Latham's memorial relating to the state of the forts and batteries at St. John's in Newfoundland.

Muster roll of the company at Newfoundland, taken the 4th of October, 1706.

A plann of a plot of ground near Fort William in Newfoundland.

Account of the inhabitants, stages, fishing ships, and fish caught at Newfoundland in 1706.

List of officers of the militia appointed by the Commadore at Newfoundland in September, 1706.

Survey of the stores of war at the forts and batteries in Newfoundland, taken the 20th of September, 1706.

Mr. Thurston to attend.

Whereupon ordered that Mr. Thurston have notice to attend the Board to-morrow morning, and that at the same time the muster roll of the company of soldiers at Newfoundland, taken the 4th of October last, be given to him.

Trade.
Account of linnens imported to England.

An account showing the quantities of the several sorts of linnen imported to England from the East country, Germany, Holland, Ireland, Russia, Scotland and Sweden, between the 25th day of December, 1704, and the 25th day of December, 1705, was read.

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Their lordships took into consideration the draught of a report [*fo.* 39, 43], pursuant to an order of the House of Commons (mentioned in the minutes of the 17th instant), relating to the state of the Newfoundland trade, and made some progress therein.

Newfoundland. *Draught of a report to the House of Commons under consideration.*

Copy of an Order of Councill of the 2nd instant, upon a representation of the 19th of November last [K. 415], with the draught of instructions for Mitford Crow, esquire, for the government of Barbados, approving the same, was read.

Barbados. *Copy of an order of Council approving Mr. Crow's instructions.*

Copy of an Order of Councill of the 2nd instant, upon a representation of the 22nd of November last [K. 418], for repealing *An Act* lately past in Barbados *for ascertaining the continuance of the General Assemblies*, was read.

Copy of an Order of Council repealing the Act for ascertaining the sitting of Assembly.

Copy of an Order of Councill of the 2nd instant, upon a representation of the 22nd of November last [K. 419], upon the petition of Mr. Hodges, proposing that his suspension from practising the law in Barbados may be taken off, approving the same, was read.

Copy of an Order of Council for taking off Mr. Hodges's suspension, &c.

January 21. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Their lordships made a progress in the consideration of the draught of their answer to the House of Commons [*fo.* 42, 44], relating to the trade and fishery of Newfoundland.

Newfoundland. *Answer to the House of Commons consider'd.*

January 22. Present :—Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Mr. Thurston presented to the Board a memorial of necessaries to be sent to the garrison at St. John's at Newfoundland ; and at the same time their lordships writ a letter to the Board of Ordnance, desiring to know what stores of war have been sent thither for the years 1705 and 1706, as also the charge of maintaining the forts and garrison, which letter was delivered to Mr. Thurston to procure an answer thereto [*fo.* 49].

Newfoundland. *Memorial from Mr. Thurston about necessaries to be sent to the garrison at St. John's. Letter to Board of Ordnance for account of stores sent, and charge of maintaining the garrison.*

The draught of an answer to the order of the House of Commons relating to the fishery of Newfoundland [*fo.* 43, 45], was agreed and ordered to be transcribed.

Draught of answer to the House of Commons.

January 23. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Mr. Byfield attending, acquainted their lordships that having lately imported from Carolina thirty two lasts of pitch and tar, as good as any from the Baltick, and having offer'd the same to the Commissioners of her Majesty's Navy, they would not give him so much for it as they doe for that of Sweden. He therefore desired their lordships to represent his case to her Majesty, with their opinion that it would be for her Majesty's service, and for the promoting of naval stores in the plantations, that the Navy Board do contract with him for such quantities of those commodities at certain fixed rates ; whereupon he was acquainted that his properest method would be to begin by a petition to her Majesty in Councill, which probably will be referr'd to this Board, who would then make their report thereupon.

Carolina. *Mr. Byfield at the Board about pitch and tar.*

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Newfoundland.
Answer to an order of the House of Commons.

An answer to the order of the House of Commons of the 16th instant [*fo.* 44, 51], relating to the trade and fishery of Newfoundland, as agreed at the last meeting, was signed.

January 24. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Newfoundland.
Petition of the merchants of Barnstable about convoys, and fortifying Ferryland.

A petition from the merchants at Barnstable trading to Newfoundland, desiring a convoy for their ships ; as also that Ferryland may be fortifyed, or that a man-of-war may attend there yearly, was read.

Mr. Merret, &c. at the Board with a memorial on the same subject.

Mr. Merret and several Newfoundland merchants attending, presented to the Board a memorial, setting forth that they had suffered very much in their trade, by reason of the late sailing of the convoy last year, and praying that a convoy of six ships of war be appointed for that trade, as the last year, and that they be directed to sail by the 10th of March at the latest, was read ; and directions given for preparing a representation thereupon [*fo.* 52].

Representation to be prepared.

Virginia.

Several letters and papers from the President and Councill of Virginia were laid before the Board, the list whereof is as follows, viz. :—

Letter from the President of the Councill.

A letter from Mr. Jennings, President of the Councill of Virginia, relating to the quiet state the country is in ; to the great crop of tobacco gather'd and laid up ; to the want of goods for prevention of their applying themselves to the woollen manufactures; to a list of patented lands, and the stop put thereto till orders arrive from hence about the same. Dated the 14th of October, 1706.

Letter from the President and Councill. Papers therein referr'd to.

A letter from the President and Councill of Virginia to the Board, dated the 26th of October, 1706 [*fo.* 58].

Copy of the articles of agreement between the Governor of Carolina and John Kimber, mariner, for the conveying 65 French prisoners to Virginia, in order to their being sent from thence to England.

A list of patents for land, October 26th, 1706.

Proceedings in Councill, relating to land in the Forks of Rappahanock River, to which the proprietors of the northern neck claim a right, May the 2nd, 1706.

Account of the invasion made by the French upon South Carolina in August, 1706.

Minutes of Councill of Virginia from the 15th of October, 1706, to the 28th following.

Letter from the President.

A letter from Mr. Jennings, President of the Councill of Virginia, relating to some prisoners sent from Carolina ; to the pretensions of the proprietors to some lands ; to Blackwater land ; to Colonel Smith's being admitted into Councill, and to his own salary, and to the country's being in quiet. Dated the 8th of November, 1706.

Letter to the Earl of Sunderland upon the first letter relating to convoys.

Then their lordships read the first of the said letters, and signed a letter to the Earl of Sunderland, inclosing an extract thereof, which relates to the sending of a convoy thither [*fo.* 33, 73].

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January 27. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Maryland. *Memorial from Sir Thomas Lawrence in answer to the Assembly's reasons for taking away the ordinary licences.*

A memorial from Sir Thomas Lawrence, containing his answer to the reasons of the Assembly of Maryland for taking away the ordinary licences from him [*fo.* 27, 96], was laid before the Board, and their lordships resolved to take the same into consideration, together with the papers lately received from Maryland, at the first opportunity.

Newfoundland. *Letter from the Board of Ordnance about stores of war sent to Newfoundland.*

A letter from the Board of Ordnance [*fo.* 44], inclosing :—

An account of the annual charge of the ingineers, gunners and artificers, with the charge of repairing the fortifications at Newfoundland, as also the charge of stores of war sent thither.

An account of stores sent to Newfoundland in the year 1705, with the particular value.

An account of stores sent to Newfoundland in the year 1706, with the value of the same;

which was read; and the said accounts added to the report to the House of Commons, which was signed the 23rd instant.

Representation relating to necessaries for the garrison, and convoys.

A representation relating to necessaries to be sent to the garrison of St. John's in Newfoundland [*fo.* 50], and to convoys for this year's fishery, was agreed and ordered to be transcribed.

Connecticut. *Memorial from Mr. Wyeth, &c. complaining of several laws. Copy thereof sent to Sir Henry Ashhurst.*

A memorial from Mr. Wyeth and Mr. Field, complaining of several laws of Connecticut, was laid before the Board; and ordered that a copy thereof be sent to Sir Henry Ashhurst [*fo.* 93] for his answer.

Newfoundland. *Memorial from Mr. Merret, &c. about disposal of French prisoners.*

A memorial from Mr. Merret [*fo.* 58], and other Newfoundland merchants, relating to the disposal of French prisoners in Newfoundland, was read; and their lordships resolved to acquaint him, the next time he calls, that he ought to apply himself to a Secretary of State in this particular.

January 28. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Newfoundland. *Draught of representation about trade and fishery. Mr. Thurston to attend.*

The draught of a representation relating to the trade and fishery of Newfoundland [*fo.* 49, 52], as agreed at the last meeting, was again read; and thereupon ordered that Mr. Thurston [*fo.* 51] have notice to attend the Board to-morrow morning.

New York. Connecticut. *Letter from Mr. Attorney General. Commission of Review about Mohegan Indians' complaint.*

A letter from Mr. Attorney General, enclosing the draught of a Commission of Review of the difference between the Mohegan Indians and the government of Connecticut [K. *fo.* 370] was read, and a representation ordered to be prepared for laying the same before her Majesty [*fo.* 52].

January 29. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Newfoundland. *Representation to the House of Commons return'd from Mr. Secretary Harley. Mr. Blathwayt to present it to the House.*

The report to the House of Commons, which was signed the 23rd instant [*fo.* 45], being returned from Mr. Secretary Harley, to whom it had been delivered for her Majesty's approbation, Mr. Blathwayt was desired to present the same to the House, which he promised to do accordingly.

1706–7.
Mr. Thurston at the Board about soldiers' provisions.

Mr. Thurston attending, and being asked some questions in relation to the provisions for the soldiers at Newfoundland [*fo.* 50], he said that the sixpence a day deducted out of their pay for provisions amounted to above nine hundred pounds a year, but that provisions for a whole year amounted to twelve hundred pounds, so that her Majesty was further pleased to allow them three hundred pounds a year ; whereupon he was desired to procure from the Victualling Office a particular account of the several species of victuals sent yearly to Newfoundland [*fo.* 57].

Newfoundland.
Representation about necessaries for the soldiers, and convoys. Letter to the Earl of Sunderland therewith.

A representation relating to necessaries to be sent for the soldiers at Newfoundland [*fo.* 46, 50, 65], and to convoys for this present year's fishery, was signed, as also a letter inclosing the same to the Earl of Sunderland.

New York. Connecticut.
Representation upon draught of Commission of Review in the case of the Mohegan Indians.

A representation laying before her Majesty the draught of a Commission of Review of the difference between the Mohegan Indians and the government of Connecticut [*fo.* 64], as also a letter inclosing the same to the Earl of Sunderland, as directed at the last meeting, were signed [*fo.* 50].

Leeward Islands.
Colonel Jory about exchange of mony, &c.

Colonel Jory attending [*fo.* 34 (*Acts about house rent, fo.* 57)], and being asked what the value of one thousand pounds current money of the Leeward Islands might be in England, he said that was according as there might be occasion for bills of exchange ; that the last bills that came over were drawn at sixty-six pounds thirteen shillings four pence sterling for one hundred pounds there ; so that at that rate one thousand pounds, their money, would come to six hundred sixty-six pounds thirteen shillings four pence. Then, being ask'd what the value of an hundred thousand pounds of Muscovado sugar might be, he said that the African Company, of which he is a member, had some come over by the last ships which cost them there twenty shillings a hundred-weight, but that the usual price is twelve shillings sixpence per hundred ; so that at that rate an hundred thousand pounds of that sugar is worth five hundred fifty-eight pounds.

A house at Nevis for the Governor.

He added that there is a house at Nevis constantly kept for the Governor [*fo.* 34], and that Colonel Park has received directions from her Majesty to make his constant residence at that island [*fo.* 55].

Pennsylvania.
Letter from Mr. Penn desiring the Board to report on his proposals of surrender.

A letter from Mr. Penn, desiring their lordships to proceed upon his proposal of surrendring his government of Pennsylvania to her Majesty [K. *fo.* 106], was read ; and Mr. Penn desired to attend their lordships on Fryday morning next [*v. infra*].

January 31. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Pennsylvania.
Mr. Penn at the Board about surrender of the government.

Mr. Penn attending [*v. supra*], his letter mention'd in the last minutes was again read, and after some discourse upon the particulars which he desires from her Majesty upon his surrender of his government of Pennsylvania, particularized in the paper delivered by him the 1st of September, 1705, he said that if their lordships would report in general that the province of Pennsylvania was granted

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to him in consideration of his father's sufferings and service, and in lieu of a considerable debt due to his said father, that he has been at extraordinary charge in cultivating and settling the said province, which is now so well improved that it yeilds a considerable revenue to her Majesty, and that it would therefore be for her Majesty's service to have the government thereof in her own hands, he would himself by way of petition humbly pray her Majesty to grant him the particulars mentioned in the abovesaid paper. Whereupon their lordships gave directions for preparing a report accordingly [*fo.* 55].

Report to be prepared thereupon.

A memorial from the Mayor and merchants of Dartmouth trading to Newfoundland, relating to convoys, was read.

Newfoundland. *Memorial from Dartmouth about convoys.*

February 3. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

The draught of a letter to the Earl of Sunderland, relating to Mr. Penn's proposal of surrendring the government of Pennsylvania to her Majesty [*fo.* 54, 56], was laid before the Board and read, and a progress made in the consideration thereof.

Pennsylvania. *Draught of a letter to the Earl of Sunderland relating to Mr. Penn's proposal of surrender.*

The extract of a letter from Mr. Secretary Hedges to Colonel Parke, of the 1st of August last, directing him to reside at Nevis or St. Christopher's [*fo.* 53], and the rather at Nevis, the better to redress the disorders there, was communicated to the Board and read.

Leeward Islands. *Direction about Colonel Park's residence.*

February 4. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

The draught of a letter to the Earl of Sunderland, relating to Mr. Penn's surrender of the government of Pennsylvania to her Majesty [*fo.* 55, 57], was agreed and ordered to be transcribed.

Pennsylvania. *Draught of a letter to the Earl of Sunderland about Mr. Penn's surrender.*

February 5. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Mr. Jones, secretary and provost marshall of Bermuda, being lately arrived from thence, presented to their lordships a memorial desiring copies of such complaints as have been preferr'd here against him since his last going over to that island [*fo.* 79], which was read ; and thereupon ordered that the said complaints be looked out and laid before the Board.

Bermuda. *Memorial from Mr. Jones desiring copies of the complaints against him, &c.*

A letter from Mr. Crow, Governor of Barbados, dated at Plymouth the 31st of the last month, signifying his being detained there by contrary winds, was read.

Barbados. *Letter from Mr. Crow from Plymouth.*

A letter to the Earl of Sunderland upon Mr. Penn's proposal for surrendring his government of Pennsylvania [*fo.* 56, 109], as agreed the last meeting, was signed.

Pennsylvania. *Letter to the Earl of Sunderland about surrender of government.*

Their lordships took into consideration the draught of a letter to the Earl of Sunderland, as directed the 10th of January last [*fo.* 35, 52], upon two Acts past at Antego and St. Christopher's for house-rent for Colonel Parke [*fo.* 357], and gave directions for several alterations therein.

Leeward Islands. *Draught of letter to the Earl of Sunderland upon two Acts about the Governor's house rent.*

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February 7. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

Newfoundland. *Letter from Mr. Thurston with account of provisions sent yearly to the garrison.*

A letter from Mr. Thurston, inclosing an account from the Victualling Office of the quantity of the several species of provisions sent yearly for the garrison at Newfoundland [*fo.* 51], and signifying that in 1705 Major Lloyd carryed over two years' provisions with him, and another year's provision was sent in 1706, was read, as also a survey of the stores remaining there, made in September last by Commadore Underdown ; by which survey it appears that there was then about two years' provisions remaining. Whereupon their lordships gave directions for preparing a letter to Mr. Lowndes, in order to the laying this matter before my Lord High Treasurer [*fo.* 64].

Letter to Mr. Lowndes thereupon.

Newfoundland. *Letter to the Earl of Sunderland with extract of a memorial from Mr. Merret about French prisoners.*

A letter to the Earl of Sunderland, inclosing the extract of a memorial from Mr. Merret and other Newfoundland merchants, which was read the 27th of the last month [*fo.* 50], relating to the disposal of French prisoners at St. John's, was signed.

Virginia. *Letter from the President and Council. Extract thereof relating to prisoners to be sent to the Earl of Sunderland.*

A letter from the President and Councill of Virginia, dated the 26th of October last, was read, as also the papers therein referr'd to (being the same as those mentioned in the minutes of the 24th of the last month) [*fo.* 47], and thereupon ordered that paragraph B, relating to French prisoners sent thither from Carolina, be transmitted to the Earl of Sunderland [*fo.* 59], in order to its being referr'd to the Commissioners for exchange of prisoners. And further ordered, upon paragraph C, relating to patents of land in Blackwater Swamp, and paragraph G, relating to a tract of land in the forks of Rhappahanock river, that Sir Edmund Andross and Colonel Nicholson have notice to attend the Board on Tuesday morning next [*fo.* 61].

Sir Edmund Andros &c., to attend about land in Blackwater Swamp, &c.

Plantations General. *Presidents of Councils to be Lieutenant Governors when the governments devolve on them.*

And their lordships further agreed, upon paragraph E, relating to the salary of the President of the Councill, to represent to her Majesty that for the future the President of the Councill in all the plantations be declared Lieutenant Governor, upon the death or absence of the Governor in Chief, if there be no Lieutenant Governor in that plantation [*fo.* 132].

Virginia. *Letter from the President of the Council.*

A letter from Mr. Jennings, President of the Councill of Virginia, dated the 8th of November, 1706, was read.

February 10. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Virginia. *Letter to the Earl of Sunderland. about French prisoners.*

A letter to the Earl of Sunderland, inclosing the extract of a letter from the President and Councill of Virginia [*fo.* 58], relating to French prisoners, as directed at the last meeting, was signed.

Leeward Islands. *Letter from Colonel Park with an address to her Majesty. Sent to the Earl of Sunderland.*

A letter from Colonel Park, dated at St. Christopher's the 5th of October last, inclosing an address from the Councill and Assembly of that island to her Majesty, was read ; and thereupon ordered that a copy of the letter with the address be sent to the Earl of Sunderland to be laid before her Majesty [*fo.* 63].

Another letter from Colonel Park.

Another letter from Colonel Parke, of the 31st of October last, was read, and the papers therein referr'd to laid before the Board, and are as follows, viz. :—

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Copies of three affidavits relating to the quarrel between Colonel Johnson and Mr. Pogson.
Papers therein referr'd to.

Copy of the tryal of Mr. Pogson for the murder of Colonel Johnson, dated the 14th of October, 1706.

Account of goods imported from the 24th of May to the 29th of August, 1706.

Account of the vessells loaden from St. Christopher's from the 12th of March, $170\frac{5}{6}$, to the 8th of October, 1706.

An Act for subjecting that part of this island which was formerly called the French ground to the civil government, dated the 2nd of September, 1706.

Ordered that a copy of paragraph C of the foregoing letter, relating to Mr. Pogson's tryal for the murder of Colonel Johnson, together with a copy of the tryal and the affidavits relating thereunto, be sent to Mr. Attorney General for his opinion what further proceedings may be had therein [*fo.* 120].
Extract of the foregoing letter about Pogson's murdering Colonel Johnson, &c. sent to Mr. Attorney General.

Another letter from Colonel Park, dated at St. Christopher's the 9th of December last, was read; and ordered that paragraph D and the rest of the letter, relating chiefly to the want of stores of war and guard ships, be sent to the Earl of Sunderland [*fo.* 63], for her Majesty's pleasure thereupon.
Third letter from Colonel Park. Extracts thereof about stores of war sent to the Earl of Sunderland.

February 11. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Virginia.

Sir Edmond Andross and Colonel Nicholson attending [*fo.* 58], as directed the 7th instant, in relation to the taking up of lands on the south side of Blackwater Swamp, in Virginia [*fo.* 67], the following papers were read, viz.:—
Sir Edmond Andros and Col. Nicholson at the Board about land on Blackwater Swamp.

The instructions to Colonel Nicholson and Colonel Nott upon that subject.
Several papers relating thereto.

The paragraphs E, F, G, H and I of the President and Councill's letter of the 30th of August last.

The account of the manner of taking up and patenting land, with the reasons for the continuance thereof, mark'd N. 39.

List of patents signed in April, 1706, mark'd N. 47.

Mr. Bird's report relating to the grants of land on the south side of Blackwater Swamp, mark'd K. 29.

A list of patents for land granted in October last, but not signed, referr'd to in the President and Councill's letter of the 26th of the same month, as also a book of entries for land on the south side of Blackwater in November, 1702, communicated to the Board by Colonel Nicholson.

After discoursing upon these matters, Colonel Nicholson was desired to draw up his observations in writing thereupon, which he promised to do accordingly; and in the meantime their lordships agreed to write in their next letter to the President and Councill of Virginia, that they do not approve of the method of granting of lands by natural surveys, but that the lands be granted according to the number of acres, and that that be regulated according to the instruction to Colonel Nott upon that subject.
Colonel Nicholson to draw up his opinion in writing upon granting of lands.
The President and Council to be writ to touching the said lands.

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February 12. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Leeward Islands.
Letter to the Earl of Sunderland with copy of one and an extract of another of Colonel Park's letters, and an address from Antego.

A letter to the Earl of Sunderland, inclosing a copy of one from Colonel Parke, Governor of the Leeward Islands [*fo.* 60, 61], and an extract of another letter from him, together with a congratulatory address to her Majesty from the Lieutenant Governor, Councill and Assembly of Antego (as directed in the minutes of the 10th instant), was signed.

Virginia.
Letter from Mr. Perry with one from Mr. Basset desiring he may be dismist the Council.

A letter from Mr. Micajah Perry, inclosing one from Mr. William Basset, a member of the Council of Virginia, to himself, praying that he will move the Board that his name may be left out of the instructions to be given to the next governor appointed by her Majesty for that Colony, was read; whereupon their lordships agreed to leave out the said Basset's name accordingly.

Newfoundland.
Letter to Mr. Lowndes about provisions to be sent this year for the soldiers.

The draught of a letter from the secretary to Mr. Lowndes [*fo.* 58], relating to the provisions to be sent this year for the soldiers at Newfoundland, and inclosing a survey of provisions taken there by Commadore Underdown the 20th of September last, was agreed and ordered to be sent.

New York. Connecticut.
Copy of an order of a committee about a clause to be inserted in the Commission of Review relating to the Mohegan Indians.

Copy of an order of a Committee of Appeals, of the 12th of July, 1706, to Sir Charles Hedges, then Secretary of State, for inserting a clause in the Commission of Review [*fo.* 52] for hearing and determining the differences between the Mohegan Indians and the government of Connecticut, that such commissioners as are concerned in the said lands do not act in the said commission, was read.

Copy of an order of Council on a representation relating to the Commission of Review, &c.

Copy of an Order of Councill of the 5th instant, upon a representation of the 29th of the last month [*fo.* 52], with the draught of a Commission of Review for re-examining and determining the differences between the Mohegan Indians and Connecticut, approving the said draught and referring the same to the Earl of Sunderland, to be prepared for her Majesty's royal signature, was read.

Newfoundland.
Copy of an order of Councill on a representation relating to provisions for the soldiers, referring part of it to the Lord High Treasurer.

Copy of an Order of Councill of the 5th instant, upon a representation of the 29th of the last month [*fo.* 52], approving that part of the said representation which relates to provisions and clothing for the garrison at Newfoundland, and referring the same to the Lord High Treasurer for his directions therein, was read.

Copy of another order on the same representation, relating to convoys and provisions, referring part of it to his royal Highness.

Copy of another Order of Councill of the same date, upon the fore-mentioned representation relating to convoys for Newfoundland and one year's provisions for the garrison there, approving the said representation, and referring the same to his royal Highness the Lord High Admiral, for the necessary directions thereupon, was read.

February 14. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Trade.
Letter from Mr. Lowndes with a memorial from Mr. Taverner about duties laid here on linnen, &c.

A letter from Mr. Lowndes of the 12th instant, referring to this Board a memorial from Mr. Taverner, relating to the duties laid here on linnen and linnen thread imported from Holland [*fo.* 39],

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was read; whereupon ordered that the secretary write to Mr. Lowndes to move the Lord High Treasurer that their lordships may have the opinion of the Commissioners of her Majesty's Customes upon the said memorial [*fo.* 86] before they make their report to his lordship thereupon; and further ordered that the secretary write to Dr. D'Avenant for copies of the following accounts [*fo.* 71], viz. :—

Letter to Mr. Lowndes desiring the opinion of the Commissioners of the Customs thereupon.

Letter to Dr. Davenant for accounts of

An account of sisters thread imported to England from Holland with the duty thereupon for three years from Christmas, 1703, to Christmas, 1706.

thread imported, and

An account of goods and merchandizes that are of the product and manufacture of England, exported to foreign parts, with the custome those goods (which are rated, and those which pay *ad valorem*) amount unto from Christmas, 1701, to Christmas, 1704, in distinct years.

goods exported with their duties, &c.

Antegoa.

A petition of Mr. Arthur Freeman [*fo.* 71], in the name of Robert Freeman, an infant, relating to *An Act* past at Antegoa the 24th of December, 1700, *to enable Robert Freeman and Mary his wife to sell three parcells of land &c.*, was read; whereupon ordered that the next time Mr. Freeman calls at the office he be acquainted that the Board desire to speak with him.

Petition of Mr. Freeman about an Act relating to Robert Freeman.

February 17. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Virginia.

Colonel Blakiston and Colonel Hill attending, Mr. Bird's report relating to grants of land on the south side of Blackwater Swamp in Virginia [*fo.* 61], was communicated to them; upon which Colonel Hill, who is lately come from thence, said that he was sure there had been no irregular proceedings in the taking up and patenting of lands in that colony, and that her Majesty's instructions on that head were as nearly comply'd with as the interest of the country could admit of; and they desiring a copy of the said report, the same was ordered to be given them accordingly.

Colonel Blakiston and Colonel Hill at the Board about patenting lands.

Copy of Mr. Bird's report relating thereto given them.

Jamaica.

A letter from Colonel Handasyd, Governor of Jamaica, to the Board, dated the 25th of October last, was read; and the papers therein referr'd to laid before the Board, and are as follows, viz. :—

Letter from the Governor.

Account of an attempt made by the French on Carolina.

Minutes of Councill in Assembly of the 8th and 15th of October, 1706.

Minutes of Assembly of the 10th and 11th of October, 1706.

Jamaica.

Another letter from Colonel Handasyd, dated the 19th of November last, was read; and the papers therein referr'd to laid before the Board, and are as follows, viz. :—

Letter from the Governor.

Papers therein referr'd to.

A clause made by the Assembly of Jamaica and inserted in the Act for regulating fees.

An account of the invasion of South Carolina by the French and Spaniards in August, 1706.

Minutes of Councill of Jamaica from the 5th of March, 1706, to the 12th ditto.

Minutes of Councill in Assembly from the 24th October, 1706, to the 13th November following.

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Minutes of the Assembly of Jamaica from the 17th October, 1706, to the 14th of November following.

Jamaica.
Letter from the Governor.

A third letter from Colonel Handasyd, dated the 27th of December last, was also read, and the papers therein referr'd to laid before the Board, and are as follows :—

Papers therein referr'd to.

Minutes of Council in Assembly from the 19th of November, 1706, to the 24th of December following.

Minutes of Assembly from the 3rd of November, 1706, to the 19th of December following.

Account of an attempt made by the French on Carolina.

What Colonel Handasyd writes about his regiment, and new counsellors to be represented.

Whereupon their lordships agreed to represent to her Majesty what Colonel Handasyd writes relating to quarters and subsistence for the soldiers [*fo.* 73]—to 300 recruits for his regiment there, and to Mr. Ascough and Mr. Stewart being constituted members of her Majesty's Council in that Island, in the room of Mr. Walters and Mr. Knight, deceased. And ordered that in their next letter to Colonel Handasyd he be advised to use his utmost endeavours to bring the Assembly to a complyance for quartering and subsisting the officers and soldiers there.

Colonel Handasyd to use his endeavors with the Assembly about quarters.

Barbados.
Letter from Colonel Sharp, President of the Council.

A letter from Colonel Sharp, President of the Councill of Barbados, dated the 28th of November last, was read, and the papers therein referr'd to laid before the Board, and are as follows, viz. :—

Papers therein referr'd to.

Minute of the Assembly of the 7th of May, 1706, at the passing the Bill for a paper credit.

Account of what Colonel Sharpe said to the Councill and General Assembly of Barbados at their first meeting him in Council touching the Bill for paper credit.

Naval officers' list of ships entred and cleared from the 25th of March, 1706, to the 24th of June following.

Naval officers' list of ships entred and cleared in Barbados from the 25th of June, 1706, to the 24th of September following.

An Act concerning the agents for solliciting of the publick affairs of this island.

An Act for the better regulating of the courts of common pleas in this island, and to prevent several unnecessary delays in the proceedings of the said courts.

Colonel Sharp's opinion on the Act about paper credit sent to Mr. Heysham.

Whereupon ordered that a copy of Colonel Sharpe's opinion of the Bill relating to paper credit be sent to Mr. Heysham for his observations thereupon.

February 18. Present :—Lrod Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Trade.
Dr. Davenant at the Board, with accounts of goods, &c. exported to foreign parts.

Doctor Davenant, Inspector General of her Majesty's Customes, presented to the Board, according to their lordships' desire of the 14th instant [*fo.* 66], the following papers, viz. :—

An account of goods and merchandizes of the product and manufacture of England exported to foreign parts, with the Custome of those goods (both such as are rated as such as pay *ad valorem*) from Christmas, 1701, to Christmas, 1704.

Sisters thread, &c. imported from Holland, and

An account of what quantities of sisters thread have been imported to England from Holland, with the duties thereon, from Christmas, 1703, to Christmas, 1706.

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An account of the duties upon bone lace imported into England.

Duties on bone lace imported.

Mr. Freeman attending in relation to the *Act* past at Antego in 1700 [*fo.* 66], *to inable Robert Freeman and Mary his wife to sell three parcells of land &c.*, the said Act was read ; and thereupon ordered that it be sent to Mr. Sollicitor General for his opinion thereupon in point of law [*fo.* 147].

Antego.
Mr. Freeman about an Act relating to Robert Freeman. The said Act sent to Mr. Sollicitor General.

An answer to the memorial of Mr. Jackson [K. *fo.* 260] (complaining of Major Lloyd), certifyed by Commodore Underdown and other captains of the Queen's ships, dated the 8th of October, 1706.

Newfoundland.
Answer to the memorial of Mr. Jackson about fish due to him from the inhabitants at St. Johns.

An address from the commanders of merchant ships and inhabitants of Newfoundland to the Board, in favour of Major Lloyd, and certifyed by Commodore Underdown and other captains of men-of-war, dated the 22nd of September, 1706.

An address from the inhabitants of Consumption Bay to the Board in favour of Major Lloyd, dated the . . . . . having now been received by the packet boat from Lisbon, were laid before the Board and read.

Two addresses in favour of Major Lloyd.

February 19. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Prior.

A representation relating to the want of recruits in Jamaica [*fo.* 69, 129, 130], and to the death of two of the counsellors there, and proposing two others in their stead, together with a letter inclosing the same to the Earl of Sunderland, were signed.

Jamaica.
Representation about recruits and two new counsellors. Letter to the Earl of Sunderland therewith.

A letter to the Earl of Sunderland, desiring to know her Majesty's pleasure upon a representation of this Board of the 20th of December last [*fo.* 21, 48, 79], which was sent his lordship the same day, relating to convoys for Virginia and Maryland, was signed.

Virginia. Maryland.
Letter to the Earl of Sunderland to know what is order'd about convoys.

Their lordships then began to read a letter from Colonel Seymour, Governor of Maryland, of the 21st of August last [*fo.* 22, 74], and made a progress therein.

Maryland.
Letter from Colonel Seymour.

February 20. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A letter from Mr. Burchet, signifying that the men-of-war designed for Newfoundland are ready to proceed on their voyage thither, and desiring that the usual heads of inquiry may be sent him for the Commodore of that squadron, was read ; and a draught of the said heads of inquiry and instructions were laid before the Board, agreed and sent accordingly.

Newfoundland.
Letter from Mr. Burchet about the convoy, and desiring heads of inquiry for the Commodore. The said inquiries sent.

Their lordships again took into consideration the letter from Colonel Seymour [*fo.* 73, *answer* 98], mention'd in yesterday's minutes, and made a further progress therein, and the papers therein referr'd to laid before the Board, and are as follows, viz. :—

Maryland.
Colonel Seymour's letter under consideration.

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Papers therein referr'd to.

Copy of an intercepted letter from Monsieur De Paty, imployed in building Fort Lewis at St. Domingo, to Monsieur Du Cass, dated the 6th of September, 1705.

Copy of an intercepted letter from the Governor of St. Domingo to Monsieur Boulay, Counsellor to the French King, dated the 18th of September, 1705.

Copy of the Journal of the Committee of Accounts in Aprill, 1706.

Minutes of Councill in Assembly from the 2nd of Aprill to the 19th ditto, 1706, inclusive.

Journal of the House of Delegates from the 2nd to the 19th of Aprill, 1706, inclusive.

Fourteen Acts past the 19th of Aprill, 1706.

Lord Baltimore and Colonel Blakiston to attend.

Ordered that the Lord Baltimore and Colonel Blakiston be desired to attend the Board on Monday morning next [*fo.* 77].

February 21. Present :—Lord Bishop of London, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Plantations General.
Letter from Mr. Secretary Hedges with several letters from the plantations.

A letter from Sir Charles Hedges (when Secretary of State) of the 2nd of December last, inclosing several letters from the plantations to himself, which were laid before the Board and read, and are as follows, viz. :—

New England.
Letter from Colonel Dudley to Mr. Secretary Hedges.

Letter from Colonel Dudley, Governor of New England, to Mr. Secretary Hedges, relating to his government, dated the 8th of October, 1706.

Letter from Mr. Paul Dudley to Mr. Secretary Hedges about Admiralty fees and condemnation of the Charles *brigantine.*

Letter from Mr. Paul Dudley to Mr. Secretary Hedges, relating to Admiralty fees, and to the condemnation of the brigantine *Charles* in that court in New England, dated the 12th of October, 1706.

Letter from Colonel Dudley to Mr. Secretary Hedges about naval stores shipt for England.

Letter from Colonel Dudley to Mr. Secretary Hedges, relating to the mast fleet and the quantity of tar and turpintine shipt for England, dated the 21st of October, 1706.

Letter from Mr. Caleb Heathcote to Mr. Secretary Hedges about naval stores.

Letter from Mr. Caleb Heathcote to Mr. Secretary Hedges, relating to the production of naval stores, dated the 16th of Aprill, 1706.

Answer to the order about Mr. Lawson's appeal.

Answer of the judges of the superior court of the Massachusets Bay to her Majesty's Order of Council, for their refusing of Mr. Lawson's appeal against Mr. Serjeant, dated the 2nd of October, 1706.

Letter from Mr. Byfield about a prize brought into Rhode Island and Mr. Colman's complaints.

Letter from Mr. Byfield to Mr. Secretary Hedges, relating to the prize brought into Rhode Island by Captain Halsey &c., and the complaints of Mr. Colman against him, dated the 4th of October, 1706.

New Jersey.
Letter from the Lord Cornbury in answer to the complaints of Captain Budge about the Pink Hope.

Letter from the Lord Cornbury to Mr. Secretary Hedges, in answer to the complaints made against him by Captain Budge, relating to the condemnation of the ship *Pink Hope* at the Admiralty Court in New Jersey, dated the 16th of October, 1706.

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Certificate of Mr. Tudor, Register of the Admiralty Court in New Jersey, together with other papers relating to the condemnation and disposal of the *Pink Hope*, dated the 16th of October, 1706.

Certificate, &c. relating to the Pink Hope.

A letter from Mr. Caleb Heathcote, with a scheme wherein he proposes to victual, man, and refit ships of war, to build frigats, and provide rigging &c. for the service of New York, at half the charge they now cost the crown, dated the 7th of October, 1706, was read.

New Yorke. *Letter from Mr. Heathcote relating to naval stores.*

Another letter from Mr. Caleb Heathcote, upon the foregoing heads, dated the 6th of November last, was read.

Another from him on the same subject.

February 24. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

The Lord Baltimore and Colonel Blakiston attending, as desired the 20th instant [*fo.* 75], the paragraphs H and I of Colonel Seymour's letter of the 21st of August last, relating to the behaviour of the Papists, and especially of two Jesuits in Maryland [*fo.* 80], were read ; whereupon the Lord Baltimore said that he had done all that in him lay, by writing to his friends there, and he promised to give their lordships an account in writing of the number of Irish servants imported into Maryland within three or four years last past.

Maryland. *Lord Baltimore and Colonel Blakiston upon what the Governor writes about Jesuits ; and*

Then paragraph K of Colonel Seymour's said letter, relating to the misapplication of 260*l.* of the three shillings per hogshead, during Colonel Blakiston's government, was also read ; and Colonel Blakiston acquainted their lordships that that whole matter was now depending before my Lord High Treasurer.

misapplication of 260*l. of the three shillings per hogshead.*

Then, upon some discourse in relation to the address from Maryland [*fo.* 19], mentioned in the minutes of the 19th of December last, relating to copper money, their lordships agreed that, if the government of Maryland would send over the value of the summe they desire, they would then represent to her Majesty that such a summe be returned them in copper money accordingly, with their opinion that the said money be not permitted to pass in Maryland at a higher rate than its value here ; and Colonel Blakiston promised to write to Maryland accordingly.

Address relating to copper money.

The copy of an Order of Councill of the 20th instant [*fo.* 73, 166] upon a representation of the 20th of December last, relating to convoys for Virginia and Maryland, approving the said representation, was read.

Virginia. Maryland. *Copy of an Order of Council on representation about convoys.*

A memorial from Mr. Nodin, agent for Bermuda, desiring the persual of such papers as are in this office against Mr. Jones, secretary and provost marshall of that island, was read ; and thereupon ordered that he have leave to peruse the same, and that Mr. Jones have an abstract of the complaints made against him since his last going over [*fo.* 56, 96].

Bermuda. *Memorial from Mr. Nodin, praying a perusal of the papers against Mr. Jones. Mr. Jones to have an abstract of the complaints against him.*

A letter from Colonel Quary, dated in Virginia the 1st of September last, was read ; and upon paragraph B, relating to the Assembly's repealing of Acts confirmed by the Crown, their lordships agreed to write to the President and Council that they ought not to do the like for the future.

Virginia. *Letter from Colonel Quary.*

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Miscellanies.
Letter to the Lord High Treasurer with accounts of incident charges.

The following accounts of incident charges were laid before the Board, and a letter to the Lord High Treasurer, desiring the payment thereof, was signed.

The said accounts are as follows :—

The secretary's account of petty expences from Midsummer, 1706, to Michaelmas following, amounting to 25*l.* 3*s.* 6*d.*

The secretary's account of petty expences from Michaelmas, 1706, to Christmas following, amounting to 14*l.* 10*s.* 8*d.*

The stationer's account from Midsummer, 1706, to Michaelmas following, amounting to 21*l.* 6*s.* 6*d.*

The stationer's account from Michaelmas, 1706, to Christmas following, amounting to 16*l.* 17*s.* 0*d.*

The post officers' account from Midsummer, 1706, to Michaelmas following, amounting to 7*l.* 15*s.* 2*d.*

The post officers' account from Michaelmas, 1706, to Christmas following, amounting to 34*l.* 1*s.* 0*d.*

February 25. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Maryland.
Extract of Colonel Seymour's letter about Jesuits sent to Mr. Sollicitor General.

Ordered that a copy of paragraphs H and I of Colonel Seymour's letter mentioned in yesterday's minutes be sent to Mr. Sollicitor General for his opinion [*fo.* 78] whether her Majesty may not order Colonel Seymour by proclamation to expell William Hunter and Robert Brook, the two Jesuits mentioned in the said letter, out of the province of Maryland.

New England.
Order of Council on a petition of Mr. Vetch and others against some Acts imposing fines upon them, for trading with the French.

Mr. Samuel Vetch presented to their lordships an Order of Councill of the 20th instant [*fo.* 82], referring to the Board a petition from himself, John Borland and Roger Lawson, praying to be heard against some Acts lately pass'd in the Massachusets Bay, imposing fines upon the petitioners for trading with the French, which was read.

Another order of Council on the same subject.

The said Vetch presented to their lordships another Order of Councill of the same date, referring to the Board a petition of William Rouse, Ebenezar Coffin and John Philips, mariners, upon the same subject as the foregoing, which was read.

Letter from Colonel Dudley with a minute of Assembly relating to the persons above mentioned. Mr. Phips summond.

A letter from Colonel Dudley to the secretary, of the 21st of October last, inclosing a minute of the General Assembly of the Massachusets Bay, relating to the fines imposed upon the foresaid petitioners, was also read ; and thereupon ordered that Mr. Phips [*fo.* 85], agent for Colonel Dudley, have notice to attend the Board on Thursday morning next.

February 27. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

New England.
Memorial from Mr. Wharton relating to Mr. Vetch and others.

A memorial from Mr. Wharton, in the name of several gentlemen, merchants and others, praying to be heard before their lordships' report upon the petitions of Samuel Vetch, William Rouse and others [*fo.* 81], mentioned in the last minutes, was read.

Remarks on the tryal of Mr. Vetch, &c.

Mr. Vetch presented to their lordships several remarks upon the tryals of himself, Borland and Lawson, in the Massachusets Bay, which was read.

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Letter from Colonel Dudley relating to Mr. Vetch and Rouse, &c.

A letter from Colonel Dudley, of the 8th of October last, relating chiefly to the trials of Vetch, Rouse &c. for trading with the French, was read, and the papers therein referr'd to laid before the Board, and are as follows, viz. :—

Papers therein referr'd to.

Copies of the accusations, affidavits and proceedings against John Borland, Samuel Vetch, Roger Lawson, William Rouse and Ebenezar Coffin, for trading with the French &c.

Six private Acts past at the General Assembly of the Massachusets Bay the 7th of August, 1706, fining several persons for trading with her Majesty's enemies.

A proclamation appointing a day of thanksgiving in New England for the success of her Majesty's arms in Flanders &c.

Letter to Mr. Attorney General with several papers and queries relating to the abovesaid Vetch, &c.

Whereupon ordered that the following papers be sent to Mr. Attorney General [*fo.* 123], viz. :—

An Order of Councill of the 20th of February, $170\frac{6}{7}$, referring to this Board the petition of Samuel Vetch, John Borland &c., praying the Acts lately pass'd in the Massachusets Bay, imposing fines on them for trading with her Majesty's enemies, may not be confirmed.

An Order of Councill of the same date, referring to this Board the petitions of William Rouse &c., praying the Acts lately past in the Massachusets Bay, imposing on them several fines for trading with her Majesty's enemies, may not be confirmed.

Extract of a letter from Colonel Dudley of the 8th of October last, relating to the case of Vetch, Rouse &c.

Six Acts past in the Massachusets Bay the 7th of August last for fining the said Vetch, Rouse &c., for trading with the French.

Copies of the accusations, affidavits and proceedings against Borland, Vetch &c. for trading with the French.

The Charter of the Massachusets Bay.

And that his opinion be asked upon the following queries [*fo.* 123] viz. :—

1st. Whether the Governor, Councill and Representatives of the Massachusets Bay, which together compose the General Assembly of that province, have a power granted them by charter to try and punish by fine offenders in cases of misdemeanors, and without verdict of jury but immediatly by themselves in their legislative capacity, and by Acts or laws made in their Assembly after the offences committed ?

2nd. Supposing such a power is granted them by charter, whether it is unlimited and arbitrary without a *Salvo Contenemento* ; or whether the fine to be imposed is to be moderated and restrained to the condition, circumstances and abilities of the persons offending. For example, in the present case, Rouse is fined 1,200*l.*, which is alledged to be more than he is worth, and, if he should be detained in prison till he has paid his fine, he must lose his liberty during life.

3rdly. Whether it will be advisable for her Majesty to confirm the aforesaid laws, the like whereof have never been enacted heretofore in that province, lest the introducing and

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establishing such a new precedent be attended with dangerous consequences and inconveniencies for the future in that and the other plantations.

4thly. In case her Majesty shall think fit to repeal those Acts, and consequently vacate the fines imposed by them, whether may not the offenders be tryed over again in the ordinary course of law, either by commission of Oyer and Terminer, or by some other method; and what will be the best method for bringing to condign punishment such as by a legal tryal shall be found guilty of the crime they are charged with, which is no less than trading and corresponding with her Majesty's declared enemies.

Mr. Phips at the Board about Vetch, &c.

Mr. Phips attending [*fo.* 81, 123], he was acquainted that their lordships had referred the matter relating to Vetch, Rouse, Lawson &c. to Mr. Attorney General as aforesaid.

February 28. Present:—Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Trade.
Letter from Mr. Savage with a copy of Commissioners of the Customs report on Mr. Taverner's memorial about duties on linnen, &c.

A letter from Mr. Savage, of yesterday's date, inclosing a copy of a report from the Commissioners of the Customes to the Lord High Treasurer, upon a memorial from Mr. Taverner [*fo.* 66], relating to the duties laid here on the linnens, thread &c. of Holland, was read.

New Hampshire.
Letter from Colonel Dudley with three Acts.

A letter from Colonel Dudley, Governor of New England, to the secretary, dated the 8th of May, 1705, was read; and three Acts, past in New Hampshire, the 3rd of Aprill, 1705, therewith transmitted laid before the Board.

Second letter from Colonel Dudley.

A second letter from Colonel Dudley, dated the 3rd of November, 1705, was read; and the papers therein referr'd to laid before the Board, and are as follows viz.:—

Papers therein referr'd to.

Proposition of the representatives and freeholders of New Hampshire to Mr. Allen.

Account of Ordnance and stores at Boston Castle, the two batteries there, at Salem, Marble Head and New Castle, with the Commissary General's account, and a state of the expence of stores at each place, taken between March and September, 1705.

Minutes of Council from the 4th of December, 1704, to the 3rd of October, 1705.

Minutes of Councill in Assembly from the 24th of January, $170\frac{4}{5}$, to the 25th of July, 1705.

Massachusets.
Third letter from Colonel Dudley.

A third letter from Colonel Dudley, Governor of the Massachusets Bay, dated the 22nd of July last, was read.

Fourth letter from him. Papers therein referr'd to.

A fourth letter from Colonel Dudley, of the 2nd of October last, was read; and the papers therein referr'd to laid before the Board [*fo.* 100], and are as follows, viz.:—

Copy of Mr. Colman's affidavit relating to his receiving the Lord High Admiral's dues of a prize brought into Rhode Island &c.

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Copy of an article in the instructions given by Colonel Dudley to privateers about bringing back their men to the places where they take them on board &c.

Letter from Colonel Winthrop, Governor of Connecticut, to Colonel Dudley, acknowledging the receipt of an order for repealing the Act about *Hereticks*.

List of causes in the several courts of justice in the Massachusets Bay, from January, 1704, to July, 1706.

Minutes of Councill from the 19th of March, 1704, to the 16th of July, 1705.

Minutes of Councill from the 19th of July to the 4th of December, 1705.

Minutes of Councill from the 5th of December, 1705, to the 29th of Aprill, 1706.

Minutes of Councill in Assembly from the 5th of September to the 15th ditto, 1705.

Minutes of Councill in Assembly from the 24th of October to the 5th of December, 1705.

Minutes of Councill in Assembly for the 10th, 11th and 12th of Aprill, 1706.

Several Acts past at a General Assembly held in May and October, 1705, and May and August, 1706.

New Hampshire. *Representation to be prepared relating to counsellors.*

Whereupon their lordships gave directions for preparing a representation upon paragraph R of the said letter [*fo.* 93], wherein Colonel Dudley signifies that one of the Council of New Hampshire was dead, and another dismiss'd at his own desire, and proposes that Mr. Winthrop Hilton and Mr. Joseph Smith to (*sic*) be appointed of the Council of New Hampshire in their stead.

New England. *Letter from Colonel Dudley relating to Mr. Vetch and Rouse, &c.*

A fifth letter from Colonel Dudley, dated the 8th of October last [*fo.* 101], was again read; and the papers therein referr'd to laid before the Board, and are as follows, viz. :—

Papers therein referr'd to.

Copies of the accusations, affidavits and proceedings against John Borland, Samuel Vetch, Roger Lawson, William Rouse, and Ebenezar Coffin, for trading with the French &c.

Six private Acts past at the General Assembly of the Massachusets Bay the 7th of August, 1706, against several persons for trading with the enemy.

Proclamation appointing a day of thanksgiving in New England for the success of her Majesty's arms in Flanders &c.

New Hampshire. *Letter from Colonel Dudley to the secretary.*

A letter from Colonel Dudley to the secretary, of the 10th of October last, was also read, and the papers of publick proceedings referr'd to therein were laid before the Board, and are as follows, viz. :—

Papers therewith received.

Minutes of Council of New Hampshire from the 14th of January, $170\frac{5}{6}$, to the 30th of July following.

Minutes of the Councill of New Hampshire in Assembly from the 13th of December, 1705, to the 26th of July, 1706.

Several Acts past at a General Assembly of New Hampshire in December, 1705, and July, 1706.

Massachusets.

Three letters from Mr. Addington to the secretary, two of the 8th of October last, the other of the 10th of the same month,

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Three letters from Mr. Addington to the Secretary with several papers.

together with a copy of the Councill's opinion about ransoming some English ships at Port Royal, Colonel Dudley's report to Captain Rouse thereupon, as also a letter from Colonel Dudley to the said Rouse, was laid before the Board, and read.

Copy of a certificate of Mr. Vendue, relating to the sale of a negro imported by Quelch the pirate, and bought by Mr. Paul Dudley, dated the 6th of October, 1705.

Massachusets.
Letter from Mr. Paul Dudley, Advocate General, in answer to Mr. Colman's complaints.

A letter from Mr. Paul Dudley, Attorney and Advocate General of the Massachusets Bay, in answer to what has been alledged against him by Mr. Colman, dated the 10th of October last, was read.

Another to the secretary on the same subject.

A letter from Mr. Paul Dudley to the secretary, dated the 24th of October, 1706, upon the same subject, was read.

Rhode Island.
Letter from the Governor and Company.

A letter from the Governor and Company of Rhode Island, dated the 14th of September, 1706, was read.

Another letter from them about a day of thanksgiving.

A letter from the Governor and Company of Rhode Island to the Board, relating to their strict observance of a day of thanksgiving for the success of her Majesty's arms &c., signed Westr. Clark, Secretary, dated the 17th of October, 1706, was read.

Rhode Island. Massachusets.
Letter from Mr. Byfield with papers justifying his condemning a Spanish prize.

A letter from Mr. Nathaniel Byfield, judge of the Admiralty in New England, to the Board, inclosing several papers in justification of his proceedings in condemnation of the Spanish prize taken by Captain Halsey, against the complaint of Mr. Colman &c., dated at Bristoll, October the 2nd, 1706, was read.

New England.
Letter from postmaster at Boston.

A letter from Mr. John Campbell, postmaster of Boston, to Mr. Popple, inclosing some Boston newspapers and the copy of a letter published by him in October, 1705, relating to the Quakers, desiring that a favourable construction may be put on that publication &c., dated the 2nd of October, 1706, was read.

Letter from Mr. Colman about a prize condemned by Mr. Byfield.

A letter from Mr. Colman, the Prince's Receiver for prizes, to the Board, giving a further account of the prize condemned at Rhode Island by Mr. Byfield, of whom he complains, as also of Mr. Paul Dudley, concerning the clandestine sale of negroes &c., dated the 2nd of October, 1706, was read.

Letter from Mr. Plaisted relating to masts.

A letter from Mr. Plaisted, of the 21st of October, 1706, relating to his good success in preparing masts this year, through the care of Colonel Dudley, was read.

Letter from Mr. Paige upon Mr. Colman's complaint about a prize.

A letter from Mr. Paige to the secretary upon Mr. Colman and Gallop's complaint against Colonel Dudley and himself about a prize taken by the *Charles* galley, dated the 20th of September, 1706, was read.

Letter from Colonel Romer.

A letter to the Board from Colonel Romer, dated the 28th of March, 1705, was read.

Letter from Colonel Romer about his being a prisoner at St. Malo.

A letter from Colonel Romer to the Board relating to his being a prisoner at St. Malo, dated the 18th of December, 1706, was read.

New York.

A letter from Mr. Roger Mompesson, Chief Justice of New Yorke, to the Board, returning his thanks to their lordships for their

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favour in his preferment, dated at New Yorke the 8th of October, 1706, was read.

Letter from Mr. Mompesson, Chief Justice of New York.

March 3. Present :—Lord Bishop of London, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Copy of an Order of Councill of the 27th of the last month, upon a representation of the 14th of January foregoing [*fo.* 37], relating to the applying the duty of 4½ per cent. in Barbados towards the fortifications and other uses in that island, referring the same to the Lord High Treasurer, being now received from the Councill Office for the information of the Board, was read.

Barbados. *Copy of an Order of Council on representation about application of 4½ per cent.*

An account of pitch, tar and rozin imported from the plantations, from Michaelmas, 1706, to Christmas, 1706 ; as also

Plantations General. New England. *Account of naval stores imported.*

An account of wooll imported from Ireland to England, from Midsummer, 1704, to Christmas, 1706, being received from Dr. D'Avenant, Inspector General of the Customes, were read.

Ireland. *An account of wooll imported thence.*

Ordered that a letter be writ to Sir Isaac Newton for an account of the gold and silver money coined in the Tower [*fo.* 124], from Michaelmas, 1705, to this present time.

Trade. *Letter to Sir Isaac Newton for account of coinage.*

A representation for two new counsellors for the province of New Hampshire (as ordered in the last minutes) [*fo.* 88, 300], together with a letter inclosing the same to the Earl of Sunderland, were signed.

New Hampshire. *Representation for two new counsellors.*

Sir Henry Ashhurst attending, presented to the Board a memorial in answer to a memorial from Mr. Wyeth and Mr. Field [*fo.* 49] to their lordships, complaining of several laws of Connecticut &c. (mentioned in the minutes of the 27th of January last), which was read ; and Sir Henry Ashhurst undertook to procure their lordships a true and authentick collection of all the laws of the said colony.

Connecticut. *Memorial from Sir Henry Ashhurst in answer to Mr. Wyeth's complaint against several laws.*

Ordered that Mr. Wyeth and Mr. Field have notice to attend the Board any morning this week.

Mr. Wyeth and Field to attend.

March 4. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

Their lordships entred into the consideration of the collection of laws lately pass'd in Virginia [*infra*], and transmitted with the letter from the President and Council of the 30th of August last; and made a progress therein.

Virginia. *Laws under consideration.*

March 5. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

Their lordships again took into consideration the collection of laws lately transmitted from Virginia [*supra*, and *fo.* 95], and made a progress therein.

Virginia. *Laws under consideration.*

Ordered that Colonel Nicholson have notice to attend the Board to-morrow morning in reference to the 19th law about courts.

Colonel Nicholson summoned.

March 6. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

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Virginia.
Laws under consideration.
Colonel Nicholson to peruse the said laws.

Their lordships again went on with the consideration of the laws of Virginia [*fo.* 94, 114, 118], mention'd in yesterday's minutes, and made a further progress therein; and Colonel Nicholson attending at the same time, he was desired to peruse the said laws, and give their lordships his approbation thereupon [*fo.* 114], which he promised to do accordingly.

March 7. Present:—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

Bermuda.
Heads of complaint against Mr. Jones, to be given him.

Heads of complaints against Mr. Edward Jones, secretary and provost marshal of Bermuda [*fo.* 79, 116], exhibited against him by the people there since his last going to that island, were laid before the Board and read; and ordered that the same be delivered to Mr. Jones accordingly.

Maryland.
Answer of Sir Thomas Lawrence to the Assembly's reasons for taking away the ordinary licences from him.

The answer of Sir Thomas Lawrence to the Assembly of Maryland's reasons for taking away the ordinary licences from the secretary's Office in that province [*fo.* 48], was read; whereupon ordered that the Act past in Maryland for that purpose be looked out and laid before the Board [*fo.* 148].

Jamaica.
Leeward Islands.
Barbados.
Draughts of letters to the Governors.

Their lordships gave directions for preparing letters to the Governors of Jamaica, Leeward Islands and Barbados [*fo.* 97].

March 10. Present:—Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen.

Barbados.
Leeward Islands.
Jamaica.
Letters to the Governors agreed.

The draughts of letters to the Governors of Barbados, the Leeward Islands and Jamaica [*fo.* 96 and *infra*], were laid before the Board, agreed and ordered to be transcribed.

March 11. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbados.
Leeward Islands.
Jamaica.
Letters to the Governors.

Letters to the Governors of Barbados, the Leeward Islands and Jamaica [*vide supra*], as agreed the last meeting, were signed.

March 12. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Maryland.
Letters from Colonel Seymour.

Three letters from Colonel Seymour, which have formerly been read [K. *fo.* 347, 421], the first without date, the others of the 15th and 21st of August last [*fo.* 22, 74], were again read, and directions given for preparing answers thereto [*fo.* 113].

New Yorke.
Letter from the Lord Cornbury.
Representation to be prepared for a new counsellor.

A letter from the Lord Cornbury of the 10th of August last, was again read, and directions given for preparing an answer thereunto; and ordered that a representation be prepared upon paragraph G of the said letter [*fo.* 99], offering to her Majesty that Mr. William Peartree be constituted a member of the Councill of New Yorke, in the room of William Lawrence, dismissed by his lordship.

March 13. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt. Mr. Pollexfen.

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A letter from the Lord Cornbury, of the 3rd of October last, relating to New York, and another letter from his lordship of the 10th of September, relating to his government of New Jersey, were read, and directions given for preparing answers thereunto [*fo.* 114].

New York. *Letter from the Lord Cornbury.*
New Jersey. *Letter from the Lord Cornbury. Answers to be prepared.*

A representation for admitting Colonel William Peartree into the Councill of New York, as directed in yesterday's minutes [*fo.* 98, 299], together with a letter inclosing the same to the Earl of Sunderland, were signed.

New York. *Representation for a new counsellor.*

March 14. Present :—Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Several letters from Colonel Dudley, her Majesty's Governor of New England, which have formerly been read, dated the 1st of February, $170\frac{5}{6}$, 23rd of Aprill, 2nd of May, 22nd of July, 2nd, 8th, 10th and 21st of October, 1706, were again read ; and directions given that paragraphs D and E of the first letter relating to the prevention of invading the Admiralty jurisdiction &c. [K. *fo.* 327], be sent to Sir John Cooke, her Majesty's Advocate General, for his opinion thereupon [*fo.* 113] ; that paragraph K of his letter of the 2nd of October [*fo.* 87], touching Colonel Dudley's proposals for settling a colony of 5,000 Scots at Quebec and Nova Scotia ; and also paragraphs number 2, 3, relating to his desire of three ships of war in the summer, and some forces for reducing Quebec and Port Royal, be sent to the Earl of Sunderland [*fo.* 105] ; and that copy of paragraph W of the said letter, concerning the Mohegan Indians serving as voluntiers against the Eastern Indians, be given to Sir Henry Ashhurst, for his information. Further ordered that paragraph L of his letter of the 8th of October upon the same subject as number 3 above-mentioned [*fo.* 88], be likewise sent to the Earl of Sunderland [*fo.* 105]. Their lordships then gave directions for preparing answers to the said letters ; and that the secretary acknowledge the receipt of Mr. Addington's letters to himself, read the 28th of the last month.

New England. *Letters from Colonel Dudley.*

Extracts thereof sent to Sir John Cook, Advocate General.

To the Earl of Sunderland.

To Sir Henry Ashhurst.

Answers to be prepar'd to Colonel Dudley's letters.

A letter from Colonel Bennet, Governor of Bermuda, to the secretary, relating to the descent of the French on the islands of St. Christopher's and Nevis, dated the 22nd of Aprill, 1706, together with the minutes of Assembly from the 8th of June to the 8th of January, $170\frac{5}{6}$, was laid before the Board and read.

Bermuda. *Letter from Colonel Bennet about the French descent in the Leeward Islands and with minutes of Assembly.*

Two letters from Colonel Bennet to the secretary, both dated the 16th of May, 1706 ; the one being on the same subject with the foregoing ; the other inclosing a list of the present Council of Bermuda, and proposing three new counsellors to be put in the room of three lately dead in that island, was read ; and the secretary acquainted their lordships that that matter had been represented to her Majesty the 14th of July last.

Two letters from Colonel Bennet.

One enclosing a list of the Council.

A fourth letter from Colonel Bennet to the secretary, dated the 17th of May, 1706, was read.

Letter from Colonel Bennet.

A fifth letter from Colonel Bennet to the secretary, dated the 8th of November, 1706, was read, and the papers therein referr'd to laid before the Board, and are as follows, viz. :—

Letter from Colonel Bennet.

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Papers therewith received.

Copy of an Act for the further regulating the courts of judicature in Bermuda.

Copy of the tryal of Captain Newman for words spoken against the officers and magistrates in Bermuda.

Affidavit of Benjamin Fox, relating to words spoken by Mr. Jones against Colonel Bennet, sworn the 11th of November, 1706.

Letter from Colonel Bennet.

A sixth letter from Colonel Bennet, without date, was read, and the papers therein mention'd were likewise laid before the Board and are as follows, viz. :—

Papers therein mention'd.

Depositions of Mr. Greatbatch and Mr. Fox, relating to words spoken by Mr. Jones against Colonel Bennet, together with the speech of the justices to the grand jury thereupon, and their reply.

Proceedings at a quarter sessions, the 21st of November, 1706, against Mr. Barrow, for reflecting words spoken by him against the government of Bermuda.

Copy of the tryal of Captain Newnam (*sic*) for words spoken against the officers and magistrates in Bermuda.

Copy of an Act for the further regulating the courts of judicature in Bermuda.

Copy of Mr. Jones's petition to Colonel Bennet, with interrogatories about clerks of all courts in Bermuda.

Petition of Mr. Jones to Colonel Bennet, with interrogatories, praying that the witnesses who have sworn against him may be cross-examined thereupon.

Depositions of Robert Bostock and George Darrell, relating to the behaviour of Mr. Jones at a court of assize, occasioning thereby the adjournment of the court and an obstruction of justice.

Remonstrance of the justices to Colonel Bennet, touching the unpresidented (*sic*) liberty given by Mr. Jones to the prisoners under his care, &c.

Representation of the Assembly of Bermuda to Colonel Bennet, upon Mr. Daffy's indeavouring to gain people to subscribe a paper in favour of Mr. Jones, the contents whereof are false, he being guilty of great misdemeanors in that island.

Deposition of Colonel Tucker about the behaviour of Mr. Jones at a court of assize, claiming a right of being clerk of the said court, &c., occasioning the adjournment of the same.

Depositions of Justice Gilbert and Mr. Burton, relating to Mr. Jones's ill behaviour at a court of quarter sessions and court of assize, &c.

Deposition of Mr. Minors touching his being threaten'd to be sued by Mr. Jones, if he should act as clerk of the assize, &c.

Deposition of Mr. Justice Dickenson, relating to the disobedience of Mr. Jones to an order of the court at a quarter sessions, for summoning a grand jury, &c.

Attestations of Justice Sherlock and Justice Smith, setting forth that, since the return of Mr. Jones to Bermuda in 1704, he has, by his behaviour and irregular proceedings in the several courts, obstructed the course of justice, &c.

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A seventh letter from Colonel Bennet to the secretary, inclosing a remonstrance to himself from the Assembly, praying that they may not be obliged to load and unload their ships and vessells at St. George's or Castle Harbour only, it being destructive to their trade, was laid before the Board and read; whereupon ordered that the direction mentioned in the remonstrance relating thereto be looked out against their lordships' next sitting.

Bermuda. *Letter from Colonel Bennet, with a remonstrance from the Assembly about loading and unloading vessells at St. George's harbour, &c.*

Another letter from Colonel Bennet to the secretary, dated the 16th of November last, being of the same tenour as that without date, was read.

Bermuda. *Letter from Colonel Bennet.*

Ordered that the secretary prepare the draught of an answer to the said letter.

Answer to be prepar'd.

March 17. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

A letter to the Earl of Sunderland, inclosing extracts of letters from Colonel Dudley [*fo.* 100, 101], as directed in the last minutes, was signed.

New England. *Letter to the Earl of Sunderland with extracts of letters from Colonel Dudley.*

A letter from Colonel Sharp, President of the Council of Barbados [*fo.* 109], relating to the heats and divisions in that island, dated the 5th of December, 1706, was read; and the papers therein referr'd to laid before the Board, and are as follows, viz. :—

Barbados. *Letter from Colonel Sharp, President of the Council.*

Papers therein referr'd to.

Copy of Colonel Sharp's speech to the Assembly of Barbados at their first meeting him in Council, relating to the heats and animosities in the island, and the Bill about paper credit.

Minutes of Council of the 4th and 14th of September, 1706, relating to the powers to be lodged in the President of the Council, in the absence of the Governor.

Another letter from Colonel Sharp upon the same subject as the foregoing, dated the 2nd of January last, was read, and the papers mentioned therein laid before the Board, and are as follows, viz. :—

Barbados. *Letter from Colonel Sharp.*

Papers therein referr'd to.

Copy of a presentment of the grand jury of Barbados to Colonel Sharp, President of that island, relating chiefly to the ill consequence of the Bill for establishing of paper money.

Copy of an address from the grand jury of Barbados to her Majesty upon the success of her Majesty's arms.

Representation of William Cleland, James Colleton and John Holder to the President of Barbados, relating to the said President's power in the administration of the government, with observations on the said representation.

Copies of several addresses from the merchants and inhabitants in Barbados to the President of the Council, for dissolving the Assembly and for calling a new one. Many depositions touching the fomenters of the divisions among them. And copy of the Act for ascertaining the continuing of the General Assembly &c.

Minutes of Council from the 4th of September, 1706, to the 24th of December following.

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Copies of the foregoing letters to be sent to the Earl of Sunderland.

Whereupon ordered that copies of both the said letters be sent to the Earl of Sunderland [*fo.* 109].

Leeward Islands.
Letter from Colonel Park.

A letter from Colonel Parke, Governor of the Leeward Islands, dated the 13th of January last, was read, and the papers referr'd to therein laid before the Board, and are as follows, viz. :—

Papers therein referr'd to.

Copy of the particulars of stores of war left by Sir John Jennings at St. Christopher's, the 23rd of December, 1706.

Account of stores of war that were in St. Christopher's before Sir John Jennings's arrival there, taken the 13th of January, $170\frac{6}{7}$.

Copy of the said letter to be sent the Earl of Sunderland.

And thereupon ordered that a copy of the said letter be also sent to the Earl of Sunderland.

Jamaica.
Letter from Colonel Handasyd.

A letter from Colonel Handasyd, Governor of Jamaica, dated the 29th of January last, was read, and the papers therein referr'd to laid before the Board, and are as follows, viz. :—

Papers therein referr'd to.

Copies of the answers of the Governor of Carthagena and General of the Galleons, to letters writ them by Sir John Jennings.

Letter from Colonel Bennet, Lieutenant Governor of Bermuda, to Colonel Handasyd, relating to the ill practices of Mr. Barrow, dated the 10th of November last.

Minutes of Councill in Assembly, from the 1st to the 25th of January, $170\frac{6}{7}$.

Minutes of Assembly from the 20th of December, 1706, to the 1st of January, $170\frac{6}{7}$.

Address from the Governor, Councill and Assembly of Jamaica to her Majesty.

Barbados.
Letter from Colonel Lilly, ingineer, about planns of the fortifications.

A letter from Mr. Lilly, Chief Ingineer at Barbados, relating to his having sent to their lordships, by Sir Beville Granville, planns of the several fortifications in that island; and desiring that the same may be required from Sir Beville's executors; as also that their lordships desire from the Board of Ordnance a copy of his letter to them, dated the 15th of August last, giving an account of what he has already done, and what he thinks further necessary to be done, for the security of Barbados, was read; and their lordships agreed to desire the said planns [*fo.* 110].

Letter to Mr. Granville thereupon.

March 18. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

Barbados.
Mr. Lillington and others desiring the perusal of papers sent by Colonel Sharp.
Granted.

Mr. Lillington, Mr. Chilton and Mr. Ball attending, and desiring that they may have the perusal of the depositions lately transmitted to the Board by Colonel Sharp, President of the Councill in Barbados [*fo.* 105], relating to the present disorders in that island; ordered that they have leave to peruse the same accordingly.

Barbados.
Leeward Islands.
Letter to the Earl of Sunderland, with copies of Colonel Sharp's and Colonel Park's letters.

A letter to the Earl of Sunderland, inclosing copies of two letters from Colonel Sharp, and one from Colonel Park [*fo.* 105, 106, 107], as directed in yesterday's minutes, was signed.

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Pennsylvania.
Letter from Mr. Lowndes relating to Mr. Penn's surrender of his government.

A letter from Mr. Lowndes, signifying the Lord High Treasurer's desire that this Board shou'd reconsider their report relating to Mr. Penn's surrender of Pennsylvania to her Majesty [*fo.* 57, 145], and to let his lordship have a state of the advantages which the crown will receive by the said surrender, as also what may be a fitting recompence to be given Mr. Penn for the same, was read.

Newfoundland.
Letter from the Victualling Office with complaints from Major Lloyd against Captain Moody.

A letter from the Commissioners of the Victualling Office, inclosing an extract of a letter from Major Lloyd, commander of the forces at St. John's in Newfoundland, dated the 18th of November last, giving an account that Lieutenant Moody, whilst he commanded there, had disposed of the bread, meal, &c. sent thither for the use of the garrison, was read; and thereupon ordered that a copy of the said extract be sent to Lieutenant Moody for his answer thereunto [*fo.* 119].

The same to be sent to Captain Moody.

March 19. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

Barbados.
Letter from Mr. Granville about his having sent the plans of the fortifications to the Board of Ordnance.

A letter from Mr. George Granville, in answer to one writ him by the secretary the 17th instant [*fo.* 108], signifying that the planns, draughts &c. relating to the fortifications of Barbados, sent over by Colonel Lilly, Chief Ingineer of that island, had been sent to the Board of Ordnance, was read.

Letter from Mr. Hodges to the secretary.

A letter from Mr. Hodges to the secretary, dated in Barbadoes the 2nd of January, 170$\frac{6}{7}$, accompanying several papers in his vindication, upon a difference between him and Colonel Holder (a member of the Council of Barbadoes) at a court of oyer and terminer held in that island, was read.

Letter from Mr. Hodges to the Board.

A letter from Mr. Hodges to the Board, of the like tenure with the former, dated the same day, was read, and the papers therein referr'd to laid before the Board, which are as follows, viz. :—

Papers therein referr'd to.

Proceedings at a court of oyer and terminer (held in Barbados) against Thomas Hodges for disputing the legality of Mr. Holder's being appointed a member of the Council of Barbadoes.

Copy of a remonstrance of Mr. William Rawlin, William Walker, James Couse &c. in favour of Mr. Hodges.

Depositions of Mr. William Rawlin, William Walker, James Couse &c., relating to the case of Mr. Hodges &c.

Letter from Colonel Cleland.

A letter from Colonel Cleland, a member of her Majesty's Councill in Barbadoes, without date, justifying himself from being concerned in the Act for paper credit, and offering his reasons for concurring in passing the Triennial Bill, as also in general vindicating his own conduct in the service of the publick, was read.

March 20. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

Virginia.
Draught of a letter to the President and Councill.

The draught of a letter to the President and Councill of Virginia, in answer to their late letters, was read and agreed, and ordered to be transcribed.

March 21. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

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Maryland.
Draught of a letter to Colonel Seymour.

The draught of a letter to Colonel Seymour, Governor of Maryland, in answer to his late letters [*fo.* 98], was read, agreed, and order'd to be transcribed.

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March 25. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

New England.
Letter from Sir John Cook about invasion of Admiralty rights.

A letter from Sir John Cook, in answer to one writ him the 18th instant [*fo.* 100], relating to the invasion of the Admiralty rights and jurisdictions by the civil magistrates in New England, was read.

Virginia.
Memorial from Colonel Jennings about patent for land.

A memorial from Mr. Jennings, President of the Council in Virginia, praying that, in consideration of his services when last in England, he may have a patent for four thousand acres of land which he has entred for in King William's County, there being no pretender to the said land, was read.

New York.
New Jersey.
New England.
Draughts of letters to the Governors.

The draughts of letters to the Lord Cornbury, Governor of New Yorke and New Jersey, and to Colonel Dudley, Governor of New England [*fo.* 99 and *infra*], were read, agreed, and ordered to be transcribed.

March 26. Present :—Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

New York.
New Jersey.
New England.
Maryland.
Virginia.
Letters to the Governors.

Letter to the Lord Cornbury, Colonel Dudley, Colonel Seymour, and to the President and Councill of Virginia [*supra*], were signed.

Virginia.
Colonel Nicholson's observations upon an Act about titles to land, &c.

Colonel Nicholson presented to the Board his observations upon an Act past in Virginia in 1706 [*fo.* 95], inserted in the book of laws transmitted with the President and Councill's letter of the 30th of August last (*fo.* 113), intituled *An Act concerning the granting, seating and planting, and for settleing the titles and bounds of lands, and for preventing unlawfull shooting and ranging thereupon*, which was read, and directions giving for preparing a representation for repealing the said Act [*infra*].

Representation to be prepared for repeal thereof.

March 27. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

Virginia.
Representation on an Act about titles and bounds of land, &c.

A representation for repealing an *Act* past in Virginia in 1706, [*supra* and *fo.* 153, 258], *concerning the granting, seating and planting, and for settling the titles and bounds of lands, and for preventing unlawfull shooting and ranging thereupon*, as directed in yesterday's minutes, together with a letter inclosing the same to the Earl of Sunderland, were signed.

March 28. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Bermuda.
Mr. Jones's answer to complaints against him.

The answer of Mr. Jones, secretary and provost marshal of Bermuda, to the heads of complaints against him, which were delivered him the 7th instant [*fo.* 96, 131], were laid before the Board and read ; and their lordships resolved to defer the further

1707.

consideration of that matter till Mr. Nodin, agent for Captain Bennet, do come to town.

A letter from Mr. Usher, Lieutenant Governor of New Hampshire, dated the 21st of March, 170$\frac{4}{5}$, was read, and the papers therein referr'd to were laid before the Board, and are as follows, viz. :—

New Hampshire. *Letter from Mr. Usher. Papers therein referr'd to.*

Memorial from the Lieutenant Governor and Councill of New Hampshire, setting forth their great want of stores of war &c.

Report of the committee appointed to examin into the accounts of Mr. John Usher, late Treasurer of New England.

Mr. Usher's answer to the committee's report about his accounts, dated the 28th of June, 1704.

Three other letters from Mr. Usher of the 27th of March and 1st of November, 1705, and 13th of October, 1706, were also read, and directions given for answers thereunto [*infra*].

New Hampshire. *Three letters from Mr. Usher.*

March 31. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

A letter from the Earl of Sunderland of the 29th instant, inclosing a list of persons proposed to be Commissioners for inquiring into the damage done by the French to the islands of St. Christopher's and Nevis, and desiring to know if the Board had any objections to the said Commissioners, was read; and directions given for preparing an answer thereto [*fo.* 118].

Nevis. St. Christophers. *Letter from the Earl of Sunderland with Commissioners' names for inquiring into the losses of the inhabitants. Answer to be prepared.*

The draught of a letter to Mr. Usher, Lieutenant Governor of New Hampshire, as directed the last meeting [*supra* and *fo.* 119], was agreed and ordered to be transcribed.

New Hampshire. *Draught of letter to Mr. Usher.*

Then their lordships took into consideration the collection of laws past in Virginia in 1706 [*fo.* 95, 114, 119], and read seven of the said laws.

Virginia. *Collection of laws under consideration.*

April 1. Present :—Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Mr. Blathwayt acquainted the Board that, having communicated the list of the persons' names proposed to be Commissioners to examine into the losses sustained at Nevis and St. Christopher's (mentioned in yesterday's minutes) [*fo.* 117] to Mr. Clayton and other members of Parliament named in the same list, they said that they were very honest men and fit to be in that commission.

Nevis. St. Christophers. *List of persons' names to be Commissioners to examine into the losses of the inhabitants, communicated to several members of Parliament.*

A letter to the Earl of Sunderland, in answer to his of the 29th of the last month [*fo.* 117], relating to the said Commissioners, signifying that the Board had no objections to any of them, was signed.

Letter to the Earl of Sunderland in answer to his relating to the said Commissioners.

A letter to Mr. Usher, Lieutenant Governor of New Hampshire, was signed [*fo.* 117].

New Hampshire. *Letter to Mr. Usher.*

A letter from Captain Moody, in answer to some complaints made against him by Major Lloyd, commander of the garrison at Newfoundland, which was transmitted to the Board by the Commissioners of the Victualling Office in their letter of the 15th of the last month [*fo.* 110], was read; and thereupon ordered that copies

Newfoundland. *Letter from Captain Moody in answer to complaints.*

1707.
Copy thereof, &c. to be sent to the Victualling Office.

of the letter and affidavits therein referr'd to, be sent to the Commissioners of the Victualling Office for their information [*fo.* 122].

Letter from Dr. Jackson in answer to complaints against him.

A letter from Dr. John Jackson, late minister of the garrison at St. John's in Newfoundland, inclosing an answer to some complaints made against him to Commadore Underdown by some persons there [K. *fo.* 258], as also a letter from Mr. Adams, chyrurgeon of the said garrison, to himself, was read.

Virginia.
Laws under consideration.

Their lordships took again into consideration the collection of the Virginia laws (mentioned in the last minutes) [*fo.* 118, 120], and read eleven of the said laws.

New Yorke.
Report from Mr. Attorney General about letters of administration.

A report from Mr. Attorney General, in answer to a letter writ him the 6th of December last [*fo.* 6], upon an extract of the Lord Cornbury's letter of the 3rd of October last, relating to the granting of letters of administration, was read.

Leeward Islands.
Mr. Attorney General's report relating to the tryal of Mr. Pogson for murdering Colonel Johnson.

Another report from Mr. Attorney General, in answer to a letter writ him the 11th of February last [*fo.* 61], upon an extract of a letter from Colonel Park, Governor of the Leeward Islands, relating to the tryal of Mr. Pogson for the murder of Colonel Johnson, late Lieutenant Governor of Nevis, &c., was read, and directions given for preparing a representation thereupon [*fo.* 122].

April 2. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Virginia.
Laws under consideration.

Their lordships proceeded further in the consideration of the Virginia laws [*fo.* 119, 123], and read six of the said laws.

Barbados.
Order of Councill on Mr. Squire's petition about his being deny'd the practice of the law, &c.

An Order of Council, of the 27th of the last month, referring to this Board the petition of Mr. Squire, counsellor at law in Barbados, complaining that the late Governor, Sir Beville Granville, and the Councill did, and do still, refuse to suffer him to follow his profession there, and praying relief therein, was read, and thereupon ordered that Mr. Chilton have notice to attend the Board to-morrow morning [*vide infra*].

New York.
Captain Congreve and the recruits, &c. taken. Letters to Mr. Sloper and Mr. Lodwick thereupon.

Upon information that the *Resolution* gally, having on board Captain Congreve and the recruits, cloathing &c. for New Yorke, was taken and carryed into the Groyn; ordered that letters be writ to Mr. Sloper and Mr. Lodwick, to know if they have received any such advice, as also what number of soldiers were on board the said gally when taken, and what stores of war &c., there was for the garrison at New York.

April 3. Present :—Mr. Cecill, Mr. Blathwayt, Mr. Pollexfen.

Barbados.
Mr. Chilton at the Board about Mr. Squire's being refused to practice the law.

Mr. Chilton attending [*supra*], and being asked what he knew in relation to Mr. Squire's being hindred to practice the law in Barbados, he said he knew no other reason but that the said Squire had made an affidavit last year in the House of Lords against the proceedings of Sir Beville in the administration of the government. He added that the said Squire was an honest man, of good ability, and well affected to her Majesty's government. Whereupon a representation for offering that the said Squire be permitted to practise the law [*fo.* 153], was agreed and signed.

Mr. Squire's character. Representation upon his petition.

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Another representation upon the tryal and acquittal of Captain Pogson [*fo.* 120, 153], for the murder of Colonel Johnson, late Lieutenant Governor of the Leeward Islands, was also agreed and signed, together with a letter to the Earl of Sunderland, inclosing the said representations.

Leeward Islands. *Representation about Mr. Pogson's tryal for killing Colonel Johnson. Letter to the Earl of Sunderland. with the said representations.*

Draught of a letter to the Commissioners of the Victualling Office, as directed in the minutes of the 1st instant [*fo.* 119], inclosing a copy of Captain Moody's answer to Major Lloyd's complaints against him was agreed and signed.

Newfoundland. *Letter to Commissioners of the Victualling Office with Captain Moody's answer to Major Lloyd's complaints.*

Mr. Weston attending, presented to the Board two Orders of Councill, which are as follows, viz. :—

Barbados. *Mr. Weston at the Board with*

An Order of Councill of the 27th of the last month, referring to this Board the petition of John Sandford and John Dorn, esquires, complaining of the proceedings of the chief judge at a court of oyer and terminer held in Barbados [*fo.* 128], praying relief therein, was read.

Order of Council on the petition of Mr. Sandford and Mr. Dorn complaining of the judge of the court of oyer and terminer.

Order of Councill of the same date with the foregoing, referring to this Board the petition of William Cleland, James Colleton and John Holder [*fo.* 128], complaining of the proceedings of William Sharp, esquire, President of the Council there, was read.

Order of Council on a petition from three of the Council against the President thereof.

Mr. Attorney General's report upon several papers, acts and queries, sent him in a letter of the 27th of February last [*fo.* 83], relating to fines laid in New England on Vetch, Rouse &c., for trading with the French, was read ; and thereupon ordered that Mr. Vetch and others concerned with him do attend the Board on Monday morning next [*fo.* 125], and likewise that Sir Charles Hobby, Mr. Wharton and Mr. Phips have notice to attend at the same time.

New England. *Mr. Attorney General's report about Vetch and Rouse.*

Parties concerned to be summoned.

Then their lordships again proceeded in the consideration of the Virginia laws [*fo.* 120, 124], and read five of the said laws.

Virginia. *Laws under consideration.*

April 4. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

Their lordships again proceeded in the consideration of the Virginia laws [*fo.* 123 and *infra*], and read ten of the said laws.

Virginia. *Laws under consideration.*

A letter from Sir Isaac Newton, master worker of the Mint, to the secretary, in answer to one writ him the 3rd of March last [*fo.* 93], for an account of the gold and silver coined in the Tower from Michaelmas, 1705, to Lady Day, 1707, was read.

Trade. *Account of coinage.*

April 7. Present :—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

Their lordships again proceeded in the consideration of the Virginia laws [*supra* and *fo.* 142, 158], and read one of the said laws.

Virginia. *Laws consider'd.*

1707.

New England. *Mr. Attorney General's report relating to Vetch and others trading with the enemy.*

Mr. Vetch and others attending [*fo.* 123], Mr. Attorney General's report upon two Orders of Councill of the 20th of February last and several queries relating to the said Vetch, mention'd in the minutes of the 3rd instant, was read, and Mr. West thereupon prayed that they might not be tryed again, by reason they had already suffered by imprisonment and loss of ship and goods &c., and offered to their lordships' consideration two papers containing reasons for their not being tryed again. Whereupon ordered that a representation be prepared agreeing with Mr. Attorney General's foresaid report [*fo.* 126].

Two papers against their being tryed again. Representation to be prepared thereupon.

Virginia. *Letter from the Earl of Sunderland about commission and instructions for Colonel Hunter, with a memorial relating to his salary.*

A letter from the Earl of Sunderland, signifying her Majesty's having appointed Colonel Robert Hunter to succeed Colonel Nott in the government of Virginia [*fo.* 126], and directing the Board to prepare a commission and instructions for the said Colonel Hunter in the same manner as those for Colonel Nott [*fo.* 127; *Instructions, fo.* 130], and inclosing a memorial relating to the said Governor's salary, was read; and directions given for preparing the same accordingly. And further ordered that a letter be writ to Mr. Lowndes, inclosing a copy of the said memorial, as being under the direction of the Lord High Treasurer.

Letter to Mr. Lowndes with the said memorial.

April 8. Present:—Lord Dartmouth, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

Virginia. *Colonel Hunter about a clause in his instructions for his removing to New Yorke in case of sickness.*

Colonel Hunter attending [*fo.* 125], and praying that a clause might be added to his instructions, that, in case he should fall sick in Virginia, he might be permitted to go to New York for the recovery of his health; their lordships agreed to add such a clause accordingly.

New England. *Draught of representation about Vetch and others under consideration.*

Then their lordships took into consideration the draught of a representation [*fo.* 125, 131], agreeing with Mr. Attorney General's report upon two Orders of Councill, and several queries relating to Mr. Vetch and others, as directed in the minutes of the 7th instant, and made some progress therein.

April 16. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Virginia. *Representation with draught of Colonel Hunter's commission. Letter to the Earl of Sunderland inclosing the same.*

A draught of a commission [*fo.* 125, 132] for Colonel Robert Hunter to be her Majesty's Lieutenant and Governor General of Virginia, was agreed, and a representation for laying the same before her Majesty was signed, as also a letter to the Earl of Sunderland, inclosing the same.

April 17. Present:—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Barbadoes. *Mrs. Sharpe at the Board in behalf of her husband, and Mr. Cox of his brother.*

Mrs. Sharpe, in behalf of her husband, President of the Councill of Barbadoes, Mr. Cox, in behalf of his brother, one of the Councill of that island, and several other Barbadoes gentlemen, attending, the Order of Councill of the 27th of the last month, referring to this Board the petition of Colonel Cleland, Colonel Colleton and Colonel Holder [*fo.* 123, 139], complaining of the proceedings of the President there, was read; as also another Order of the same

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date, referring to the Board a petition of Mr. Sandford and Mr. Dorne [*fo.* 122, 139], complaining of the proceedings of Mr. Cox, Chief Judge of the Court of Oyer and Terminer in Barbadoes. Whereupon Mrs. Sharpe and Mr. Cox desired that they might have copies of the said complaints in order to their putting an answer in writing thereunto, which was ordered to be given them accordingly.

Copies of the complaints against Mr. Sharp and Mr. Cox to be given them.

Mr. Robert Heysham and his brother with other Barbadoes gentlemen attending, complained of Colonel Cleland's proceedings in that island, and desiring that he might be put out of the Council for that, if he continued in that post, they and a great many others would be obliged to withdraw their effects from that island. Whereupon they were acquainted that her Majesty had referr'd all those complaints to Mr. Crow before his going from hence, and that, if they had any new matter of complaint against the said Cleland, their proper method would be to make their application by way of petition to her Majesty.

Mr. Heysham and others at the Board complaining of Colonel Cleland, desiring he may be put out of the Council.

A letter from Mr. Thurston to the secretary, signifying that he had not yet obtained my Lord Treasurer's directions for the cloathing for the soldiers at Newfoundland, was read; and thereupon ordered that the said letter be carryed to Mr. Taylor, to be laid before my Lord High Treasurer.

Newfoundland.
Letter from Mr. Thurston about delay he meets with in the Treasury touching the soldiers' clothing, to be sent Mr. Taylor.

April 18. Present:—Lord Dartmouth, Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Copy of an Order of Councill of the 20th of the last month, upon a representation of the 19th of February last [*fo.* 73], relating to recruits for Colonel Handasyd's regiment in Jamaica, referring the same to the Earl of Sunderland, was read.

Jamaica.
Copies of three Orders of Council on a representation relating to recruits for Colonel Handasyd's regiment,

Copy of a second Order of Councill, of the same date with the foregoing, upon the same representation, proposing Mr. John Stewart to be of the Councill of Jamaica [*fo.* 73], approving the same, was read.

and appointing Mr. Stewart

and

Copy of a third Order of Councill, of the same date with the foregoing, upon the same representation, proposing Mr. John Ascough to be of the Councill of Jamaica [*fo.* 73], approving the same, was read.

Mr. Ascough to be of the Councill.

Their lordships took into consideration the draught of instructions to Colonel Robert Hunter for the government of Virginia [*fo.* 125, 133], and made some progress therein.

Virginia.
Draught of instructions for Colonel Hunter under consideration.

Colonel Hunter attending, and praying that Mr. Burchet may be writ to, to move his Royal Highness that he may have a commission as Vice-Admiral as usual; ordered that a letter be writ to Mr. Burchet accordingly [*fo.* 131].

Letter to Mr. Burchet about Colonel Hunter's commission of Vice-Admiral.

The accounts of the incident charges of this office, from Christmas, 1706, to Lady Day, 1707, were laid before the Board, and are as follows, viz.:—

Miscellanies.
Accounts of incidental charges.

	l.	*s.*	*d.*
The secretary's account of petty expences, amounting to	10	16	5
The stationer's account, amounting to	22	12	6
The postman's account, amounting to	34	11	4

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Letter to the Lord Treasurer thereupon.

And a letter to the Lord Treasurer, to desire his lordship's orders for payment thereof, was signed.

April 21. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen.

Virginia.
Letter from Mr. Burchet about Colonel Hunter's being Vice-Admiral of Virginia.

A letter from Mr. Burchet, in answer to one writ him the 18th instant [*fo.* 130], signifying that Colonel Hunter will be appointed Vice-Admiral of Virginia [*fo.* 138], as usual, was read.

New England.
Representation on Mr. Attorney General's report relating to Mr. Vetch, &c.

A representation upon Mr. Attorney General's report relating to Mr. Vetch and others [*fo.* 126 133], concerned with him in illegal trade in New England (mentioned in the minutes of the 8th instant) was agreed and ordered to be transcribed.

Bermuda.
Memorial from Mr. Jones desiring a day to be heard to the complaints against him.

A memorial from Mr. Jones, secretary and provost marshal of Bermuda, praying that the Board would appoint a day for a hearing upon the late complaints exhibited against him by the Governor of that island [*fo.* 116] was read ; and thereupon ordered that the secretary write to Sir John Bennet to notify to him that the Board will take those matters into consideration in a fortnight or three weeks hence, and to desire him to signify the same to Mr. Nodin (now at the Bath) that he may attend at the same time [*fo.* 148].

Virginia.
Order of Council on a representation with Colonel Hunter's commission, approving the same, and an alteration about the power of Presidents.
(Plantations General)
and directing draughts of instructions to be prepar'd to the several Governors thereupon.

An Order of Councill of the 17th instant, upon a representation of the 16th ditto [*fo.* 127, 154], with the draught of a commission for Colonel Hunter to be Governor of Virginia, approving the alteration made by the Board in the clause relating to the devolution of the government, for preventing controversies and disputes that may happen between the President and Counsellors in the plantations [*fo.* 59], and directing this Board to prepare draughts of instructions for her Majesty's signature accordingly [*infra*], was read, and directions given for preparing the same.

April 22. Present :—Mr. Cecill, Sir Philip Meadows, Mr. Blathwayt, Mr. Pollexfen, Mr. Prior.

Plantations General.
Additional instructions for preventing disputes between Presidents and counsellors, &c. Representation thereupon, and letter to the Earl of Sunderland.

The draught of an additional instruction [*supra* and *fo.* 151] to the several Governors in America, in pursuance of her Majesty's order of the 17th instant, mentioned in yesterday's minutes, for preventing disputes and controversies that may happen between the Presidents and counsellors in the plantations, were agreed, and a representation for laying the same before her Majesty [*fo.* 154], together with a letter inclosing the same to the Earl of Sunderland, was signed.

Virginia.
Representation with both Colonel Hunter's instructions. Letter to the Earl of Sunderland therewith.

A representation with the instructions to Colonel Hunter for the government of Virginia [*fo.* 130, 138, 154], as also with instructions relating to the acts of trade, and a letter to the Earl of Sunderland inclosing the same, were signed.

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New England.
Representation upon two orders relating to Mr. Vetch and others.

A representation upon her Majesty's orders of the 20th of February last [*fo.* 81, 131, 329], upon the petitions of Samuel Vetch, John Borland and others relating to their having been condemned by the Assembly of the Massachusets Bay, for trading with the French, with a letter inclosing the same to the Earl of Sunderland, were signed.

Letter to the Earl of Sunderland therewith.

April 29. Present :—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Miscellanies.
Her Majesty's new commission.

A new commission from her Majesty was opened and read, whereby (besides the great officers as in other commissions of this Board) the Earl of Stamford, the Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Stepney, Mr. Pulteney and Mr. Monckton are appointed Commissioners for promoting the trade of this kingdom, and for inspecting and improving her Majesty's plantations in America and elsewhere.

New York.
Letter from the Lord Cornbury.

A letter from the Lord Cornbury, dated at New York the 14th of December last, complaining of the proceedings of Captain Fane, commander of her Majesty's ship the *Lowstaff*, upon the death of Captain Miles, late commander of the *Triton's Prize* at New York, as also complaining of his want of a vice-admiralty commission for that province, was read, and the following papers, viz. :—

Papers referr'd to therein.

Copy of a commission granted by Captain Fane, commander of the *Lowstaff*, to Richard Davis, to take upon him the command of the ship *Triton Prize*, in the room of Captain Miles deceased, together with four affidavits relating thereunto, were laid before the Board ; and thereupon ordered that copies of the said letters and papers be sent to Mr. Burchet [*fo.* 141] for his Royal Highness the Lord High Admiral's directions thereupon.

Letter to Mr. Burchet for his Royal Highness's directions thereupon.

Barbados.
Letter from Colonel Sharp, President.

A letter from the President of the Councill of Barbadoes, dated the 9th of February last, was read, and the papers therein referr'd to laid before the Board and are as follows :—

Papers therein referr'd to.

Deposition of Captain Vring about his having seen in the latitude of 37 degrees 18 sail of large ships in his way to Barbadoes.

Copy of Colonel Sharp's speech to the new Assembly of Barbadoes.

Answer to the protest made by the members of Councill against the dissolution of the Assembly, after it was done.

Minutes of Councill of Barbadoes from the 27th of December, 1706, to the 9th of February, $170\frac{6}{7}$.

Minutes of Assembly from the 4th of September, 1706, to the 3rd of February, $170\frac{6}{7}$.

An Act appointing commissioners to take an account of such Bills as have issued by virtue of a late Act of this island, intituled, an Act to supply the want of cash and to establish a method of credit for persons having real estates in this island.

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Extract of Colonel Sharp's letter to be sent the Earl of Sunderland.

And thereupon ordered that a copy of paragraph L of the foresaid letter, relating to a French squadron in those parts [*fo.* 138], be sent to the Earl of Sunderland.

Leeward Islands.
Letter from Colonel Park.
Copy thereof to be sent the Earl of Sunderland.

A letter from Colonel Park, Governor of the Leeward Islands, dated the 15th of February last, giving also an account of the said French squadron, and complaining of the ill condition of the regiment there, was read; and ordered that a copy of the whole letter be also sent to the Earl of Sunderland [*fo.* 138].

Jamaica.
Letter from Colonel Handasyd. Papers therein referr'd to.

A letter from Colonel Handasyd, Governor of Jamaica, dated the 8th of March last, was read, and the papers therein referr'd to laid before the Board, and are as follows, viz. :—

Minutes of Council in Assembly from the 29th of January to the 8th of February, $170\frac{6}{7}$.

Minutes of Assembly from the 7th of January to the 5th of February, $170\frac{6}{7}$.

Seven Acts past at Jamaica the 6th and 8th of February, $170\frac{6}{7}$.

Extract of Colonel Handasyd's letter to be sent to the Earl of Sunderland.

And thereupon ordered that a copy of paragraph D, relating to the French squadron aforesaid, be in like manner sent to the Earl of Sunderland [*fo.* 138], to be laid together with the others above mentioned before her Majesty.

Miscellanies.
Days to be appointed for hearing merchants, &c.

Their lordships taking into consideration that the business of this office might be better carryed on if the Board was not so frequently interrupted by persons attending at all times; they agreed that, as soon as they should have an opportunity of consulting with the merchants [*fo.* 141], to appoint two days in the week as shall be found most convenient for the hearing of all persons that may have business at the Board.

April 30. Present :—Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Plantations General.
Letter to Mr. Lowndes for Acts of the Union.

Ordered that a letter be writ to Mr. Lowndes, desiring him to move my Lord High Treasurer that the Board may have 40 of the Acts for the union between England and Scotland.

Virginia.
Instructions relating to trade lent to Colonel Hunter to shew the Commissioners of the Customes.

Colonel Hunter attending, and acquainting the Board that the Commissioners of the Customes desired to have the perusal of his instructions [*fo.* 133]; ordered that a copy of his instructions relating to trade and navigation be lent to him to be communicated to the Commissioners of the Customes accordingly.

Colonel Hunter then communicated to their lordships his commission from his Royal Highness the Lord High Admiral to be Vice-Admiral of Virginia [*fo.* 131]; whereupon ordered that a copy be taken and kept in the office.

Jamaica. Barbadoes. Leeward Islands.
Letter to the Earl of Sunderland with extracts of letters.

A letter to the Earl of Sunderland, inclosing to him the extracts of Colonel Handasyd's, and Colonel Sharp's letters [*fo.* 136, 137], and the copy of one from Colonel Park, as directed in yesterday's minutes, was signed.

Barbadoes.

Their lordships took into consideration the several papers lying before the Board, relating to the late disorders in Barbadoes, and

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read the President's letter of the 2nd of January last, as also the Orders of Council of the 27th of March [*fo.* 128] upon the petitions of three of the Council of that island, as also of Mr. Sandford and Mr. Dorn, as likewise the representations of this Board of the 17th of October and 22nd of November last; and resolved to proceed further in the consideration of those matters [*infra*], as opportunity should serve.

Letters and papers about the late disorders considered.

May 2. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Bardadoes.

Mr. Heysham and his brother [*vide supra, fo.* 145], Major Lillington, Mr. Chilton, Mr. Guy Ball, and several other gentlemen concerned in Barbadoes attending, acquainted their lordships that by the last packet from that island they had advice that, since the publication of her Majesty's repeal of the Act for establishing a credit and the calling of a new Assembly, they were in great hopes that the island would be re-settled in peace and quiet; for the Assembly had unanimously agreed to several particulars tending thereunto, particularly that they had agreed to consider of the proper means to remedy the inconveniencies arising by the currency of the paper bills, and had voted Colonel Cleland the original author and chief promoter of the late disorders of that island, and had therefore desired the President that the said Cleland might be suspended from the Council till her Majesty's pleasure be known. In proof of all which the said gentlemen referr'd their lordships to several pages of the minutes of Assembly, which were read. They further added that, unless the said Cleland were removed from the Council and all other places of power, they did not expect a thorough settlement of peace and quiet there; and thereupon they would withdraw their effects from that island, unless that were done.

Mr. Heysham and other merchants about repeal of the Paper Act.

Good effects thereof.

Colonel Cleland voted the author of the late disorders. The Assembly desire he may be suspended. Minutes of Assembly relating thereunto. The merchants, if Cleland be not removed from the Council, &c., will withdraw their effects off the island.

Then Mr. Ball desired of their lordships that he might take a copy of his own affidavit formerly made against Mr. Skene, secretary of Barbadoes [*fo.* 20, 149], and of Mr. Skene's tryal in Barbadoes, in order to the justification of his reputation, which he thought very much injured by the said tryal; whereupon their lordships ordered that he might take copies of the said papers accordingly.

Mr. Ball to take copies of papers relating to Mr. Skene.

Miscellanies.

These gentlemen then were acquainted that the Board did intend to appoint two days in the week for the hearing of all merchants and others who might have business with their lordships [*fo.* 137], and were asked whether they had any objections to Tuesdays and Fridays in the morning; whereupon they said that they had none, but readily concurr'd therewith. Ordered that notice hereof be given to all the merchants trading to America accordingly.

Tuesdays and Fridays appointed for hearing merchants.

May 5. Present:—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

New York.

A letter from Mr. Burchet, in answer to one writ him the 29th of the last month [*fo.* 135], relating to the irregularities committed by Captain Fane, commander of her Majesty's ship the *Lowstaff* at New York [M. *fo.* 269], was read; and ordered that a copy thereof be sent to the Lord Cornbury for his information.

Letter from Mr. Burchet about Captain Fane.

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Plantations General. *Circular letters about the new commission of this Board and Act for the Union.*

Their lordships gave directions for preparing the draughts of circular letters to all her Majesty's Governors in America [*fo.* 147, 151], signifying her Majesty's new commission to this Board, and transmitting the Act past the last session of Parliament for an union of the kingdoms of England and Scotland.

Virginia. *Mr. Perry against an Act about the measure of ships.*

Mr. Perry attending, and desiring that an Act past in Virginia [*fo.* 124] (inserted in the book of laws, *fo.* 157), intituled *An Act for raising a publick revenue for the better support of the government for her Majesty's dominion of Virginia, and for ascertaining the salary of the Councill*, may not receive her Majesty's royal confirmation, by reason of a clause therein contained for measuring of ships &c. He was ordered to put his objections thereunto in writing, which he promised to do accordingly [*fo.* 157].

To put his objections in writing.

Jamaica. *Letter from the Governor.*

A letter from Colonel Handasyd, Governor of Jamaica, dated the 8th of March last, was read, and the papers therein referr'd to laid before the Board, [and] are as follows, viz. :—

Papers of publick proceedings.

Minutes of Councill in Assembly from the 29th of January to the 8th of February, 1706.

Minutes of Assembly from the 7th of January to the 5th of February, $170\frac{6}{7}$.

A Bill intituled an Act for regulating fees.

Seven Acts past at Jamaica the 6th and 8th of February, $170\frac{6}{7}$.

Paragraph C to be communicated to Captain Gardner.

Whereupon ordered that paragraph C of the said letter be communicated to Captain Gardner [*fo.* 144], and that he have notice to attend the Board to-morrow morning to that end. And further ordered that paragraphs E and M of the same letter, relating to the state of the galleons [*fo.* 147] be sent to the Earl of Sunderland. And upon consideration of paragraph K relating to the dullness of the trade with the Spaniards, ordered that the Jamaica merchants [*fo.* 152] be acquainted that the Board desire to speak with some of them on Fryday morning next.

E and M to be sent to the Earl of Sunderland.

Jamaica merchants summon'd.

Nevis. *Letter from Colonel Hamilton. Representation to be prepared.*

A letter from Colonel Hamilton, Lieutenant Governor of Nevis, dated the 21st of February last, was read, and directions given for preparing a representation thereupon [*fo.* 144].

May 6. Present :—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Nevis. *Draught of a report for three new counsellors under consideration. Colonel Jory, &c. summon'd.*

Upon consideration of the draught of a report for the confirmation of three counsellors for the island of Nevis [*fo.* 143, 150], as directed yesterday upon the reading of the letter from Colonel Hamilton, Lieutenant Governor of that island ; ordered that Colonel Jory and Mr. Richard Merryweather [*fo.* 150] have notice to attend the Board on Fryday morning next.

Letter to the Earl of Sunderland about want of soldiers, &c.

A letter to the Earl of Sunderland, relating to the want of soldiers and cartridge paper for the island of Nevis, was signed.

Jamaica. *Captain Gardner about recruits and the hardships Colonel Handasyd's regiment lies under.*

Captain Gardner attending [*fo.* 143], the paragraph C of Colonel Handasyd's letter, as agreed at the last meeting, was read to him ; whereupon he said that what related to the pay of the officers and soldiers had been laid before my Lord Treasurer, and by his

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lordship referr'd to the Comptrollers of the Accounts of the Army, and that their report was now before his lordship for his determination thereupon; and as for having recruits sent by draughts out of the regiments here, he had proposed the same to Mr. St. John, Secretary at War, who acquainted him that it was not to be done, but that the officers who were sent over from Jamaica must endeavour to raise the said recruits as well as they could. Whereupon they were gone into several counties to endeavour to raise recruits there if possible [*fo.* 202]. And he promised to give their lordships an account from time to time of their proceedings therein.

The same before my Lord Treasurer and Mr. St. John. His answer.

Ordered that a letter be prepared to lay the matter before the Earl of Sunderland [*fo.* 147].

Letter to the Earl of Sunderland. thereupon.

Mr. Penn attending, and desiring their lordships to take into consideration the reference from my Lord High Treasurer mentioned in the minutes of the 18th of March last [*fo.* 109, 155], the said reference was read, as also another letter from Mr. Lowndes of the 7th of the last month, referring to the Board an account of goods imported from Pennsylvania from Christmas, 1698, to Christmas, 1705, with the duties thereon. But Mr. Penn observing that there were other papers wanting which he thought had also been referred, be acquainted their lordships he would endeavour to procure the same.

Pennsylvania. *Mr. Penn about his surrender.*

Mr. Weston attending in behalf of Colonel Cleland, Colonel Colleton, Colonel Holder, Mr. Sandford and Mr. Dorn [*fo.* 139], whose petitions against the proceedings of Colonel Sharp and Mr. Cox are referr'd to this Board, and desiring to be heard by counsel to the allegations of their petition; and Mr. Cox, brother to Mr. Cox of Barbadoes, and Mrs. Sharpe attending at the same time, and declaring that they could be ready by Tuesday the 20th instant; their lordships appointed that day for hearing those matters [*fo.* 167, 181].

Barbadoes. *Hearing appointed for the complainants against, and those in behalf of, Colonel Sharp and Mr. Cox.*

May 7. Present:—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

A letter from the Lord Cornbury, Governor of New Jersey, dated the 18th of November last, was read, and an answer immediatly drawn up thereunto.

New Jersey. *Letter from the Governor. Answer.*

A letter from the Commissioners for Prizes desiring a list of persons' names inhabiting in her Majesty's several plantations in the West Indies, to be incerted in a commission for inquiring into imbezlements of prizes there &c. was read; and thereupon ordered that the names of the counsellors in her Majesty's island of Jamaica, the Leeward Islands, Barbadoes and Bermuda, be given them accordingly.

Jamaica. Leeward Islands. Barbadoes. Bermuda. *Letter from the Prize Office for persons' names to be put into a commission to enquire about embezlement of prizes. A list given accordingly.*

A letter to the Earl of Sunderland, inclosing an extract of Colonel Handasyd's letter [*fo.* 143, 145] relating to the hardships his regiment lies under for want of their pay, and to his want of recruits, as directed in yesterday's minutes, was signed.

Jamaica. *Letter to the Earl of Sunderland with extract of Colonel Handasyd's letter about recruits &c.*

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Barbadoes. *Representation proposing a new counsellor. Letter to the Earl of Sunderland therewith.*

A representation proposing Samuel Beresford, Rector of St. Michael's parish in Barbadoes [*fo.* 265], to be a member of her Majesty's Councill in that island, in the room of James Colleton, esquire, deceased, together with a letter inclosing the same to the Earl of Sunderland, were signed.

Plantations General. *Circular letters about the new commission of this Board, &c.*

The circular letters to the Governors of New Hampshire, the Massachusets Bay, New York, New Jersey, Maryland and Virginia, as also those to the governments of Rhode Island, Connecticut and to the proprietors of Pennsylvania and Carolina [*fo.* 142, 151], mentioned in the minutes of the 5th instant, were signed.

Antego. *Mr. Attorney. General's report upon an Act relating to Mr. Freeman, &c.*

Mr. Attorney General's report upon an Act past at Antego the 24th of December, 1700, intituled *An Act to inable Robert Freeman and Mary his wife to sell three parcells of land lying in several places in this island* [*fo.* 71], containing in the whole about one hundred and fifty acres, for the further settlement of this island, was read [Leeward Islands, E. *fo.* 9], and thereupon ordered that a copy of the said report be sent to Colonel Park for his observations and answer, according to what is proposed by the said report.

The same to be sent to Colonel Park.

May 8. Present :—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Maryland. *Memorial from Sir Thomas Lawrence praying his papers and the Act about ordinary licences be referr'd to Mr. Attorney General. Letter to Mr. Attorney thereupon.*

A memorial from Sir Thomas Lawrence, desiring that all his transactions at this Board in relation to an Act of Maryland about ordinary licences be sent to Mr. Attorney General for his consideration [*fo.* 96. 336], together with the said Act now before him, was read ; and thereupon ordered that copies of the said papers be sent him accordingly.

Bermuda. *Memorial from Mr. Nodin praying the hearing about Mr. Jones may be put off.*

A memorial from Mr. Nodin, signifying that by reason of his indisposition he could not attend their lordships [*fo.* 131], and praying that the hearing of the complaints against Mr. Jones may be put off for a month longer, in hopes that Mr. Holland, by whom several papers are transmitted by the Governor, may arrive in that time, was read ; and Mr. Bradshaw, sollicitor for the said Jones, attending at the same time, their lordships ordered that the said Mr. Nodin, or somebody else in his behalf, and Mr. Jones do attend on Wednesday next [*fo.* 159], in order to the fixing a certain day for the hearing of the said complaints.

Mr. Nodin and Jones to attend on Wednesday next to fix a day of hearing.

Barbadoes. *Complaints against Mr. Skene considered.*

Their lordships took into consideration the several papers in the office relating to the complaints against Mr. Skene, secretary of Barbadoes [*fo.* 140 ; M. *fo.* 227], and made a progress therein, and resolved to proceed further in the same at the first opportunity.

May 9. Present :—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Nevis.

Colonel Jory and Mr. Merryweather attending [*fo.* 144], and being asked what they knew concerning the characters of

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Colonel Jory, &c. at the Board about characters of three new counsellors. Representation thereupon and letter to the Earl of Sunderland.

Mr. Thomas Belman, Mr. Lawrence Brodbelt and Mr. James Milliken, admitted into the Council of Nevis by Colonel Hamilton, Lieutenant Governor of that island, they said that they were men of good estates and reputation in that island ; whereupon a representation, as agreed the 6th instant [*fo.* 265], was signed, together with a letter inclosing the same to the Earl of Sunderland.

Plantations General.

Letter from the Earl of Sunderland for sending the Union Act to the several Governors.

A letter from the Earl of Sunderland, directing this Board to transmit copies of the Act for an union of the kingdoms of England and Scotland [*fo.* 142, 151], to the several Governors of her Majesty's plantations in America &c. was read.

Bermuda.

Petition from Mr. Baron about money due to him from the inhabitants. Copy thereof to be sent to Colonel Bennet.

A petition from Mr. Baron, late minister at Bermuda [*fo.* 153], setting forth that there is an arrear of seventy-one pounds one shilling and eight pence due to him from the inhabitants of that island, and praying that he may be paid the same, was read. Whereupon ordered that a copy of the said petition and papers annexed be sent to Colonel Bennet for his particular answer thereunto.

Plantations General.

Circular letters to the islands with the Union Act, &c.

The circular letters to the Governors of Jamaica, Barbadoes, the Leeward Islands and Bermuda, transmitting the Act for an union between the kingdoms of England and Scotland, as mentioned in the minutes of the 5th instant [*fo.* 142, 150], were signed.

New Jersey.

Representation proposing a new counsellor.

A representation proposing Peter Sonmans, esquire, to be one of the members of her Majesty's Councill in New Jersey, in the room of Mr. Jennings, who has desired leave to resign his place in the said Councill, together with a letter to the Earl of Sunderland inclosing the same, was signed.

Plantations General.

Letter from the Earl of Sunderland returning additional instructions to prevent disputes between Presidents and counsellors.

A letter from the Earl of Sunderland, returning her Majesty's additional instructions to the several Governors in America [*fo.* 132, 154], for preventing disputes that may arise between the Presidents and counsellors in the respective plantations upon the death or absence of any the said Governors, was read, and directions given him for sending the instructions for the continent to Colonel Hunter, Governor of Virginia, in order to his forwarding the same, and ordered that those for the islands be sent in the letters signed this day.

Jamaica.

Merchants about dulness of trade with the Spaniards.

Sir Bartholomew Gracedieu and other Jamaica merchants attending [*fo.* 143, and *infra*] according to appointment, paragraph K. of Colonel Handasyd's letter of the 8th of March last, relating to the dulness of trade there with the Spanish West Indies, was read ; whereupon they said that they were sensible that trade was not, nor indeed could it be, carryed on so advantagiously as it might, because of the difficulty of obtaining proper convoys at proper seasons, which was the only thing during this war that could inable them to manage that trade to advantage ; that they had several times made application to the Prince's Councill for such convoys, but had not met with success, and that the merchants were thereby very much discouraged.

Reason thereof.

May 12. Present :—Earl of Stamford, Lord Herbert of Cherbury, Mr. Pulteney, Mr. Monckton.

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Jamaica. *Letters to the merchants about convoys.*

Upon consideration of what was said by the Jamaica merchants at the last meeting [*v. supra*], order'd that a letter be writ to Sir Gilbert Heathcote, Sir Bartholomew Gracedieu and others trading to that island, desiring to know in writing what time they would have a convoy for that island [*fo.* 162], and how many ships that convoy ought to consist of.

Bermuda. *Draught of a letter to the Bishop of London with the petition of Mr. Baron.*

Ordered that the draught of a letter to the Bishop of London, inclosing the petition from Mr. Baron, late minister at Bermuda [*fo.* 150, 157], mentioned in the last minutes, relating to some dues claimed by the said Baron from the inhabitants of that island, be prepared for to-morrow morning.

Virginia. *Copy of an Order of Council for repealing an Act relating to bounds of lands, &c.*

Copy of an Order of Councill of the 17th of Aprill last, upon a representation of the 27th of March foregoing [*fo.* 115, 161] for repealing *An Act* past in Virginia *concerning the granting, seating and planting, and for settling the titles and bounds of lands, and for preventing unlawfull shooting and ranging thereupon*, approving the said representation, was read.

Barbadoes. *Copy of an Order of Councill for readmitting Mr. Squire to practise the law.*

Copy of a second Order of Councill of the 17th of Aprill last, upon a representation of the 3rd ditto [*fo.* 122], relating to Mr. Squires being readmitted to practice the law in Barbadoes, approving the same, was read.

Leeward Islands. *Copy of an Order of Council on a representation for turning Mr. Pogson out of the Councill of St. Christopher's.*

Copy of a third Order of Council of the 17th of April last, upon a representation of the 3rd ditto [*fo.* 122], for turning out Mr. Pogson (for the murder of Colonel Johnson) from his place in the Councill in St. Christopher's and from all other publick imployments, approving the same, was read.

Virginia. *Copy of an Order of Council on a representation with Colonel Hunter's commission, approving the same.*

Copy of a fourth Order of Councill of the 17th of April last, upon a representation of the 16th ditto [*fo.* 132], with the draught of a commission to Colonel Hunter to be her Majesty's Lieutenant and Governor General of Virginia, approving the said representation, was read.

Copy of an order approving Colonel Hunter's instructions.

Copy of a fifth Order of Councill of the 29th of April last, upon a representation of the 22nd ditto [*fo.* 133], with the draughts of instructions to Colonel Hunter for the government of Virginia, approving the same, was read.

Plantations General. *Copy of an Order of Council approving the additional instructions about devolution of government.*

Copy of a sixth Order of Councill of the 29th of April last, upon a representation of the 22nd ditto [*fo.* 133, 151, 155], with the additional instructions to her Majesty's Governors in America, for preventing disputes that may happen between the Presidents and counsellors in the plantations &c., approving the same, was read.

Trade. *Order of Councill with account of goods exported from London to East India.*

An Order of Councill of the 2nd instant, transmitting to this Board an account of goods exported from the Port of London by the managers of the English company trading into the East Indies between Aprill, 1706, and Aprill, 1707, was read.

Virginia. *Letter from Colonel Hunter about his having received the packets for the Governors of Maryland and New York.*

A letter from Colonel Hunter, Governor of Virginia, dated at Portsmouth the 9th instant, signifying his having received the packets for the Governors of Maryland and New York, sent him the 8th instant, was read.

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Plantations General.
Circular letters to the Governors on the continent with additional instructions about devolution of government.

Circular letters to the Governors of the Massachusets Bay, New Hampshire, New York, New Jersey and Maryland, inclosing her Majesty's additional instructions relating to the devolution of the government [*fo.* 154], as directed the 9th instant, were signed.

Pennsylvania.
Account of imports and exports.

An account of the imports and exports to and from Pennsylvania between the 25th of December, 1698, and December, 1704, was read.

Letter to Mr. Penn with queries relating to his surrender.

Their lordships then taking into consideration the papers before them relating to Mr. Penn's proposals for a surrender of his government to her Majesty [*fo.* 145, 290], ordered that a letter be writ to him with the following queries for his particular answer thereunto in writing, viz. :—

Queries abovemention'd.

1. The charges he hath been at on account of the settlement of Pennsylvania ?
2. What are the profits he hath made thereof, computing the value of the property remaining to him ?
3. How the said charges and profits have arisen ?
4. What advantages the Crown will receive from that colony by purchasing the propriety, more than it now hath, and how the same may arise ?
5. What the annual charge of that government ?
6. What revenue is settled for the support thereof ? The yearly value of such revenue ? And for what time granted ?
7. The terms of purchase, that is the quantum demanded, and times of payment ?
8. Lastly, what priviledges and immunities he has granted by charter or otherwise to the city of Philadelphia or other towns or corporations in the province of Pennsylvania.

Bermuda.
Letter from Colonel Bennet. Remonstrance referr'd to therein relating to loading and unloading of ships at St. George's to be sent Mr. Lowndes for opinion of Commissioners of the Customes thereon, and
Maryland.
Virginia.
upon Acts of Maryland and Virginia about ports.

A letter from Colonel Bennet, Governor of Bermuda, to the secretary, dated the 19th of October, 1705, relating to a paragraph in his instructions (Bermuda B. *fo.* 288) for loading and unloading of ships at St. George's or Castle Harbour in those islands, was read ; and directions given for sending a copy of the said letter, together with the remonstrance from the Assembly referr'd to therein, to Mr. Lowndes, for the opinion of the Commissioners of the Customes thereupon. And further ordered that Mr. Lowndes be desired to move my Lord Treasurer that their lordships may have the opinion of the Commissioners of the Customes upon the Acts relating to ports in Virginia and Maryland, which were sent him the 4th and 20th of December last [K. *fo.* 428 ; *fo.* 23, 31].

May 13. Present :—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Bermuda.
Letter to the Bishop of London about Mr. Baron's claim of dues.
Virginia.

A letter to the Bishop of London, inclosing the memorial from Mr. Baron [*fo.* 153, 161], as directed the last meeting, was signed.

Mr. Perry and several Virginia merchants attending, presented to their lordships a memorial, which was read, setting forth that

1707.
Memorial from the merchants against an Act about measuring of ships.

by a clause in an Act past in Virginia in October, 1706 [*fo.* 142, 158], intituled *An Act for raising a publick revenue for the better support of the government &c.*, all ships were to be measured by a certain rule therein laid down, which was highly to the disadvantage of all owners of ships, for that thereby they are obliged to pay double the tonnage they can load in that colony; that measurement being a fourth part more than the cubical measurement, by which all ships are built; and they added in discourse that they were willing to pay for their quantity of tonnage that they import or export out of that colony; and therefore they desired their lordships to represent this matter so that the said Act may not receive her Majesty's royal confirmation; whereupon ordered that a copy of the said memorial, as also of the abovementioned clause [*fo.* 332] be sent to Mr. Lowndes for the opinion of the Commissioners of the Customes thereupon.

Letter to Mr. Lowndes with copy of the foregoing memorial.

Virginia.
Laws under consideration.

Their lordships then took into consideration the laws past in Virginia in 1706 that have been lately before this Board, and read five of the said laws [*fo.* 124, 157, and *infra*].

May 14. Present:—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Virginia.
Laws under consideration. Colonel Blakiston to give his observations on the Act about marryages.

Their lordships again took into consideration the Acts past in Virginia in 1706 [*supra* and *fo.* 160], and read two of the said Acts; and Colonel Blakiston attending at the same time the *Act concerning marryages* was communicated to him for his observations thereupon, which he promised to bring their lordships in writing to-morrow morning [*fo.* 160].

Bermuda.
Mr. Nodin and Mr. Jones about a day of hearing.

Mr. Nodin and Mr. Jones attending, as directed the 8th instant [*fo.* 149], in order to the fixing a day for hearing of the complaints exhibited against the said Jones by the Governor, Councill and Assembly of Bermuda, Mr. Nodin desired some further time till Mr. Holland's arrival, who had several papers with him relating to that matter.

Memorial from Mr. Jones for a short day of hearing.

Whereupon Mr. Jones presented to their lordships a memorial setting forth his having been three months in England, praying a short day might be appointed, for that he is at great expence in maintaining witnesses, which was read; whereupon their lordships agreed, by the consent of both parties, that Monday, the 9th of June next, should be the day for hearing the said complaints.

Day appointed for the said hearing.

Papers to be lent to Mr. Nodin to make out Mr. Jones's charge.

Mr. Nodin further desired that all the papers transmitted to the Board by Colonel Bennet touching the said complaints might be lent to him, to inable him to deliver to Mr. Jones his charge and to make good the same [*fo.* 162]; ordered that the said papers be delivered to him, upon his receipt to return the same.

Barbadoes.
Queen's letter of leave for Sir B. Granville's return to England.

Copy of her Majesty's letter of leave to Sir Beville Granville, Governor of Barbadoes, to return to England, for recovery of his health, being received from the Earl of Sunderland's office, was read.

May 15. Present:—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

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Virginia. *Laws under consideration.*

Their lordships again proceeded in the consideration of the Virginia laws [*fo.* 158, 166], mentioned in yesterday's minutes, and read eleven of the said laws; and ordered that the *Act for establishing the general court and for regulating and settling the proceedings therein*, and the *Act for naturalization*, be sent to Mr. Sollicitor General for his opinion thereupon in point of law.

Two of them sent Mr. Sollicitor General for his opinion.

Colonel Blakiston presented to their lordships a memorial containing his observations upon the Virginia *Act concerning marryages* [*fo.* 159], which was read; whereupon their lordships agreed that the said Act was fit for her Majesty's confirmation.

Colonel Blakiston's observations upon the Act about marryages. The Act to be approv'd.

Colonel Nicholson attending, their lordships acquainted him that her Majesty had repealed the *Act concerning the granting, seating and planting, and for settling the titles and bounds of lands &c.* [*fo.* 153, 288], and desired him to consider the said Act, and to draw up the draught of a Bill more conformable to her Majesty's instructions than this Act is, which he promised to do accordingly. And Colonel Nicholson acquainting the Board that there were several other of the Virginia laws which he thought incroached on her Majesty's royal prerogative, and were otherways unfit to receive her Majesty's approbation; he was desired to consider the said laws, and to give their lordships his observations thereupon, which he also promised to do.

Colonel Nicholson at the Board. Act about titles and bounds of land repealed. Colonel Nicholson to draw up another.

Colonel Nicholson to make his observations on several of the laws.

May 16. Present:—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Bermuda. *Baron. Letter from Bishop of London.*

A letter from the Lord Bishop of London, in answer to one writ him the 13th instant [*fo.* 157, 183], upon Mr. Baron's petition for dues claimed by him in Bermuda, was read; signifying that he was surprized at Mr. Baron's application, and that, if their lordships would send the said Baron to him, he would give him an answer. Whereupon ordered that Mr. Baron have notice, the next time he shall come to the office, to attend upon his lordship accordingly.

Barbadoes. *Letter from Colonel Cleland.*

A letter from Colonel Cleland, dated in Barbadoes the 10th of February last, justifying his own proceedings, and complaining of those of Colonel Sharp, President of that island, was read.

Bermuda. *Letter to Mr. Nodin.*

Ordered that a letter be writ to Mr. Nodin, signfying that their lordships expect that he should give a full charge to Mr. Jones by Wednesday next, and that he return to this office the same day the papers that have been lent him [*fo.* 159].

Jamaica. *Merchants about convoys.*

Sir Gilbert Heathcote, Sir Bartholomew Gracedieu and other Jamaica merchants attending [*fo.* 153], presented to their lordships a memorial, setting forth that the proper time for the sailing of their fleets for Jamaica is every year at Christmas, with a convoy of four or five fourth-rate men-of-war; that the two first years of her Majesty's reign that trade was managed to great advantage, by reason of the convoy's sailing at that time; but the two following years, not obtaining their convoy till Aprill or May, they lost above half of their fleet in their return home; which memorial was read. And they added in discourse, that the only reason for the dulness of the trade to Jamaica, and from thence to the Spanish coast, was the ill timing of the convoys, besides the damage done to the

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goods by their lying 5 or 6 months sometimes on board before they sail from England; that they had made frequent applications to the Admiralty for such convoys, and had received from thence as frequent assurances that the said convoys should be ready at certain fixed days, which however has not been comply'd with since the two first years of her Majesty's reign, to their great loss in particular, and to the prejudice of England, by the not gaining that advantage which would have accrued by that trade regularly carryed on. And they instanced that in the third year of her Majesty's reign the convoys were ordered for the 15th of November, but did not sail from hence till the 19th of January; then they went to Ireland, where they stayed till the 17th of March; that in the fourth year of her Majesty's reign they were ordered to sail in December, but did not go from England till May, by which delays they were put to great charges in the wages of the seamen, and suffered great loss by their goods being damnifyed; that the last year the delays were the same, and they are in fear that their losses will not be less; that if the convoys had sail'd last year in due time, there would have been imported into England two hundred thousand pounds, at least, in pieces of eight, more than there is at present; that these disappointments have very much discouraged them. After these gentlemen were gone, their lordships gave directions for preparing a letter to the Earl of Sunderland hereupon [*fo.* 166].

Plantations General. *Coin.*

Their lordships then took into consideration the several papers in the office relating to the coin in the plantations, and ordered that a state of that matter be drawn up and laid before their lordships.

May 19. Present:—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Miscellanies. *Letter from the Earl of Sunderland appointing Mr. Popple, junr., secretary.*

A letter from the Earl of Sunderland of the 17th instant, signifying that Mr. Popple, secretary to this Board, having by reason of his age and indisposition, desired her Majesty's leave to resign his said place of secretary to his son; her Majesty, in consideration of his faithful services, had commanded his lordship to signify her pleasure that the Board do admit his said son William Popple, Junior, into the place of secretary, was read; and the said William Popple, Junior, was admitted secretary by their lordships accordingly.

Mr. Popple admitted secretary accordingly.

Virginia. *Letter from Colonel Hunter in answer to one writ him inclosing additional instructions.*

A letter from Colonel Hunter, dated at Portsmouth the 14th instant, acknowledging the receipt of the packets sent him the 12th ditto, inclosing the additional instruction to her Majesty's Governors on the continent, relating to the devolution of government in case of the death or absence of any of the said Governors, was read.

Jamaica. *Letter to the Earl of Sunderland. about convoys.*

A letter to the Earl of Sunderland relating to convoys for Jamaica [*fo.* 164], as directed at the last meeting, was signed.

Virginia. *Representation of 26th April about convoys.*

A representation of the 26th of April, 1706, relating to convoys for Virginia and Maryland, and to the tobacco trade [*fo.* 79 *&c.*], was read; and thereupon ordered that Mr. Perry, Mr. Linton and other

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Virginia merchants have notice to attend the Board on Fryday next.

Merchants summon'd.

A memorial from Mr. Jones, praying that he may have the perusal of what papers are in this office touching the complaints against him by the Governor, Council and Assembly of Bermuda [*fo.* 159, 181], was read ; whereupon ordered that Mr. Jones have the perusal of any papers relating to the said complaints, the Governor's letters and affidavits excepted.

Bermuda.
Memorial from Mr. Jones praying the perusal of papers.

Their lordships then proceeded in the consideration of the Virginia laws [*fo.* 160, 181], and read two of the said laws.

Virginia.
Laws under consideration.

May 20. Present :—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

This being the day appointed for hearing council upon the petition of Colonel Cleland, Colonel Colleton and Colonel Holder to her Majesty [*fo.* 146, 188], complaining against the proceedings of Colonel Sharp, President of the Council of Barbadoes ; and Sir Edward Northey and Mr. Letchmere attending for the petitioners, and Sir John Hawles and Mr. Mead for the defendant, her Majesty's Order in Council of the 27th of March last, referring to the Board the abovesaid petition, together with the petition itself, were read. The chief articles of the said petition are as follows :—

Barbadoes.
Hearing upon the petition of Colonel Cleland, &c. against Colonel Sharpe. Sir Edward Northey and Mr. Letchmere counsel for the petitioners and Sir John Hawles and Mr. Mead for the defendant.

1. That the President hath exceeded the powers granted to him by her Majesty's commission to Sir Beville Granville, in issuing commissions as Commander-in-Chief without the advice and consent of the Councill.

The complainants say that Colonel Sharp hath exceeded the powers granted him by issuing commissions without advice of Council.

2. That the President ordered the minutes of Councill of the 4th of September last, containing 14 articles, whereby several powers were deligated to him, to be published in the churches.

That he order'd several powers deligated to him to be published in the churches.

3. That the President hath never consulted the Council in ordering the ships of war to cruize.

Ships order'd to cruize without advice.

4. That the President hath received addresses directed to himself as Commander-in-Chief ; that the said addresses were carryed about and signed by ignorant people, servants and others, and that there were collections of money to procure the dissolution of the Assembly.

He receiv'd addresses sign'd by ignorant people. Money collected for dissolving the Assembly.

5. That the President hath threatened some of the Council with suspension, contrary to her Majesty's commission and instructions, and even without a cause ; that he has transacted business with only two of the members, whereas the quorum is five.

Some counsellors threat'ned with suspension without cause. Business done without a quorum.

6. That the President hath dissolved the Assembly by his own authority, and without the consent of the Councill, notwithstanding the petitioners protested against it.

That he dissolv'd the Assembly by his own authority against the petitioners' protest.

7. That he did thereupon call a new Assembly, and issued writs in his own name, without the consent or privity of any of the Councill, and directed those writs contrary to the law of that island.

He call'd a new Assembly, issu'd writs in his own name, &c.

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Depositions order'd exparte.

8. That he hath ordered depositions to be taken exparte.

That he having received letters from England about Paper Act, &c., did not communicate the same to the Councill.

9. That the said President having received letters of moment from the Lords Commissioners of Trade and Plantations concerning the Paper Act, and concerning the Indians of St. Vincent's, did never communicate the same to the Council.

That he hath countenanced Mr. Cox in an open violation of the laws, &c.

10. That the said President hath countenanced Samuel Cox, esquire, Chief Justice of a court of oyer and terminer, in an open and manifest violation of the laws and liberties of the people.

The counsel for the petitioners offer to prove the 6th and 7th articles only, the others being but instances of the President's acting contrary to the powers vested in him.

After the reading the said petition, the counsel for the petitioners said that if they proved the 6th and 7th articles relating to the President's dissolving the old and calling a new Assembly, and that that was done contrary to the powers vested in him as President of the Council, by her Majesty's commission and instructions (which was the main of the complaint) they should not need to trouble their lordships with any proof to the other articles, they being only set down as further instances of the President's acting contrary to the powers vested in him.

Papers relating thereunto.

In proof of which two articles they offered a minute of the Council of the 24th of December last, whereby it appear'd that the President, by the advice of two of the Councill only, came to a resolution to dissolve the Assembly and to issue writs for the calling a new one, which minute was read.

They further produced a copy of the writ directed to Colonel John Holder, in the usual form, for electing a member of Assembly for the parish of St. Joseph's, which was also read.

The old Assembly dissolved, and a new one called, by his own authority, contrary to a clause in the commission.

And that the old Assembly was dissolved, and a new one called, by the President's own authority, contrary to the opinion of the majority of the Councill, and contrary to that clause of Sir Beville Granville's commission (Barbadoes C. *fo.* 41), directing that the calling of Assemblies be by the advice and consent of the Councill. They produced a representation from Colonel Cleland, Colonel Colleton and Colonel Holder, disclaiming the powers exercised by the President and granted to him by the 14 articles in the foresaid minutes of Councill of the 4th of September last ; as also a protest of the said three counsellors and of Colonel Mills against the President's dissolving the Assembly, as he had declared he would do in the abovesaid minute of the 24th of December, which were read ; from whence they inferred, that the President with the advice of two of the Councill could not act contrary to the opinion of four, which was the majority.

Representation from the petitioners disclaiming Sharp's proceedings.

And their protest.

That Sharp could not act without consent of a majority of Council.

Dissolving the old and calling a new Assembly contrary to a clause in the commission to Sir Beville Granville.

And that the said dissolution and calling of a new Assembly was contrary to any powers vested in the said President. They produced a clause in the commission to Sir Beville Granville (Barbadoes C. *fo.* 59), purporting " that if upon his death or absence there be no person upon the place commissionated by her Majesty to be Lieutenant Governor or Commander in Chief, that then the present Council do take upon them the administration of the government, and execute that commission and the several powers and authorities therein contained ; and that the first counsellor then resident

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upon the island do preside in the said Council with such powers and preheminences as may be necessary in those circumstances for the due and orderly carrying on the publick service in the administration of the government as aforesaid." They also produced a clause in the instructions (Barbadoes C. *fo.* 190) purporting "that notwithstanding the above clause, it is her Majesty's pleasure that the Councill, in case of the death or absence of the Governor, do forbear to pass any Acts but what are immediatly necessary for the peace and welfare of Barbadoes, without her Majesty's particular order for that purpose."

A clause in Sir B. Granville's instructions.

From whence they inferred that this power of dissolving and calling Assemblies was deligated to the Governor or Commander-in-Chief and that the President, who was only to preside in the Councill, could not take upon him to act as Commander-in-Chief; nor could the Councill vest in him a power not granted him by her Majesty's commission and instructions as aforesaid. And they insisted that the powers and preheminences vested in the President by the said clause in the commission, were only such powers and preheminences as are incident to the office of President and not otherwise.

The power of doing it being only in the Governor or Commander in Chief.

If the President claimed the power to dissolve and call assemblies by virtue of the last proviso of the Act for ascertaining the continuance of the General Assembly of that island pass'd there in August last, which reserves to her Majesty's Governors or Commanders-in-Chief full power to adjourn, prorogue and dissolve all General Assemblies, as is declared in the foresaid minute of Councill of the 24th of December last; they said that it would then lie upon the defendent to prove that he was Commander-in-Chief (without which he could not claim any authority from the said Act), and till then they look'd upon it as fully proved to the Board that Colonel Sharp had acted in these particulars without authority.

That he has acted without authority,

unless it can be proved he was Commander in Chief.

As for the remaining articles, they said that, not being fully prepared to make proof thereof, they desired time to do it, if it was thought necessary; but as they thought they had sufficiently proved their chief allegation, that the President had exercised an authority no ways vested in him, and the other articles being only incidental to this, they were willing to rest it there and submit it to their lordships.

For making out the other articles they desire further time.

Then the counsel on the other side own'd the matter of fact, that the President had dissolved the old Assembly and called a new one, and they insisted that he had right so to do. But in order to lay that matter fully before their lordships, they said that the 14 articles, complained of in the forementioned representation of Colonel Cleland, Colonel Colleton and Colonel Holder, were drawn up as necessary to be lodged in the President for the due and orderly administration of the government and agreed at a full Councill the 4th of September last, whilst Sir Bevill Granville was there, Colonel Cleland and Colonel Colleton being present, and again confirmed the 14th of the said month after the Governor's departure, Colonel Colleton and Colonel Holder being present, and a third time approved on the 1st of October, all the three petitioners being present.

Counsel for the defendent own the matter of fact, and justify the President, he having power by the 14 articles deligated to him, which articles were agreed to by the petitioners.

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An oath administred to the President as Commander in Chief, and

That on the 14th of September the Council administred to the President an oath as President and Commander-in-Chief, which they ought at that time to have objected to, if they had not thought that it was for her Majesty's service and the good of the island that the President should have those powers vested in him.

business done till the 14th of November, when the petitioners absented. Reason of their absence.

That from this time they went on in doing business till the 14th of November, when the petitioners began to absent themselves, that the President might not have an opportunity (for want of five, which is the quorum) of transacting any thing in Councill, in relation to the repealing of the Paper Act, in which they, and particularly Colonel Holder, were so much concerned.

They refused to attend though summon'd,

That the President frequently summoned them, but they refused to come, pretending they were sick, though at the same time they were seen in taverns and in the town where and when the Council were sitting, and, for anything that appear'd, in perfect health. In proof of which they produced the affidavits of Thomas Affleck, William Grant and William Gordon, which were read.

as appears by affidavits.

They made representations out of Council and protests against the President's proceedings.

That during their absenting themselves they made representations out of Council to the President, and protests against his proceedings, but never came to the Council, as their duty and oath required, to give him their advice.

The petitioners consenting to the articles of power deligated to him, out of respect only (against their private opinions) was contrary to their oaths as counsellors, and they contradict themselves.

The counsell for the President further took notice that the petitioners in their foresaid representation to the President say, they only consented to the articles above-mentioned out of respect to him, contrary to their private opinions, which, the counsel for the President observed, was an extraordinary complement, contrary to their oaths as counsellors. Besides that, in one place of the said representation, the petitioners say that though they had agreed to the said articles, yet, upon second thoughts, they had changed their minds ; and then afterwards they say they agreed to those articles, contrary to their private opinions, which is a manifest contradiction in matter of fact.

By their absenting it was impossible to get a quorum, which made the President act with as many counsellors as would attend.

That by their absenting themselves as aforesaid, it was impossible for the President to get a quorum, as required by her Majesty's commission, and was therefore necessitated to act in that juncture with so many counsellors as would attend.

Proof that the President did not dissolve the Assembly by his own authority.

To prove that the President did not dissolve the Assembly by his own authority, and without the consent of the Councill, they produced a minute of the Council of the 24th of December last, which was read ; by which it appears that the petitioners still absented themselves, though specially summoned ; that addresses were that day brought to the President from all the parishes of the island, signed by near 2,000 of the principal inhabitants, complaining of the distressed condition of the island, by reason of the Paper Bills, and the management thereof by one single person without inspection or controll, and praying, as the only means to remedy the same and settle peace and quiet in the island, that there might be a general and free election of representatives to serve in Assembly ; which being read, the President asked the advice of the two counsellors then present, who were of opinion that

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he, having been sworn Commander-in-Chief, had power, by the proviso of the fore-mentioned *Act for ascertaining the continuance of the General Assembly*, to dissolve the present Assembly ; and her Majesty's Attorney General and council at law then present were of the same opinion. The President thereupon declared he would dissolve the same accordingly.

He took the advice of such counsellors as would attend.

Upon which the counsel observed that the President did take the advice and consent of such counsellors as would attend their duty, and that the petitioners absenting themselves was meerly to hinder the President's taking this resolution by a quorum of the Councill. And they took notice that Colonel Cleland himself was sent over to England by Sir Beville Granville to complain of the like proceeding of several members of the Assembly, who at that time absented themselves from their house, whereby all publick business was then at a stand ; which proceeding of those Assembly men was highly disapproved by her Majesty.

The petitioners absented to hinder his doing business.

Colonel Cleland formerly sent over to complain of the like proceedings, which were disapproved by the Queen.

That the grievances in the addresses required present remedy.

That the grievances complained of in the aforesaid addresses were of such a nature as required an immediate remedy, and that none could be effectual but that proposed in the said addresses, viz. :—the dissolution of the Assembly and calling a new one ; which would never have been done, had the President deferr'd it till these petitioners would have come to make a quorum of the Councill.

Amending the Paper Act, one reason why they protested against dissolving the Assembly.

That by the forementioned protest sent by the petitioners to the President (and which was produced and read at this Board by the complainants) it appears that the amending the Act concerning paper credit, was one of the reasons why they protested against the dissolution of the Assembly.

None of the old Assembly that were for the Paper Act rechosen.

And as a further proof that the Paper Act was the reason of the dissolution, and that the said dissolution was agreable to the general sense of the inhabitants, they said that none of the members of the old Assembly, who has been for the said Paper Act, were chosen again in the new Assembly. And they further observed that Colonel Cleland joyned with the rest of the Councill in swearing the new Assembly men, as appears by the minutes of the 21st of January, and that Colonel Holder, after he was turned out of the Council, stood as a candidate at the new election ; which was a tacit approval of that dissolution.

Colonel Cleland assisted in swearing the new Assembly, and Holder a candidate at the new election.

The Queen's letter to the President, &c., directing the evils of the Paper Act to be remedyed, which the old Assembly would never have done

They likewise took notice that her Majesty's letter, directed to the President and Council or Commander-in-Chief, in relation to the Paper Act, directs him forthwith, upon the receipt thereof, to convene the Councill and Assembly, in order to remedy the inconveniences arisen by the said Paper Act ; which letter from her Majesty was received by him on or before the 3rd of December, as appears by the information of Mr. Baron, acting as secretary, at the end of the minutes of Councill of the 24th of December, on which day he resolved to dissolve the Assembly, as also by the articles exhibited against the President by the petitioners ; and that it was the general opinion of the inhabitants that the old Assembly would not remedy the said inconveniences does appear from the forementioned addresses, and from the choice of representatives that was made, as has been already observed.

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That by the said letter the President was authorized to act as he did, and the absence of the complainants obliged him to proceed without 'em.

That it was plain, by the foresaid letter from her Majesty, directed to him as President and Commander-in-Chief, he was authorized to do what he has done; and that his doing of it without a full quorum of the Council, was because the petitioners themselves necessitated him to it, by their absence from the Council.

Clause in the commission a justification of his proceedings.

That the clause in the commission (which had been already read) directing him *to preside in the Council, with such powers and preheminences as may be necessary in those circumstances &c.*, is a justification of his proceedings. For that the powers thereby granted him must necessarily imply more than barely presiding in the Council; and that the late Governor and the Council themselves understood it so, is plain, from their making and agreeing to the foresaid 14 articles, which were then thought necessary in those circumstances for the due and orderly administration of the government.

The President obliged to observe the 14 articles. The Queen's letter made it necessary to call a new Assembly.

The counsel further observed, that it being *necessary* to make the said articles, it was *necessary* for the President to observe them; that her Majesty in her foresaid letter to the President having thought it *necessary* the Assembly should be convened, the *circumstances* of the island made it also *necessary* to call a new one. All which being considered, they did not doubt but their lordships would be of opinion that the President had done nothing contrary to the intent and meaning of her Majesty's commission and instructions considering the then circumstances of the island.

The granting commissions to militia officers and ordering ships to cruize was with the petitioners' consent in Council.

Though the counsel on the other side did not offer any proof to the other articles, yet, in order to show their lordships how unjustly the defendent had been charged, the first article affirming he had granted commissions to militia officers, and the third article that he had ordered ships to cruize, without advice and consent of the Councill, they produced the minutes of the 29th of October, 1706 (the three petitioners being all present), by which it appears that upon the President's acquainting them with the necessity of the ships cruizing and of filling some vacancies in the militia, they desired him to order the same from time to time, as he should think fit. All which they submitted to their lordships.

Barbados.
The hearing on the petition of Sandford and Dorn against Cox to be the 29th instant.

It being now too late to enter upon the petition of Mr. Sandford and Mr. Dorn [*fo.* 146] against the proceedings of Mr. Cox, Chief Justice of a court of oyer and terminer, their lordships, by consent of both sides, appointed Thursday the 29th instant [*fo.* 190] to hear the said petitioners accordingly.

May 21. Present :—Earl of Stamford, Lord Dartmouth, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Virginia.
Laws under consideration.

Their lordships again took into consideration the laws of Virginia [*fo.* 166], and read eight of the said laws.

Bermuda.
Mr. Bradshaw about complainants against Jones.

Mr. Bradshaw attending, and desiring to see the original papers from whence the heads of the charge deliver'd to him this day by Mr. Noding against Mr. Jones was taken [*fo.* 166, 210], and thereupon being asked what use he could make thereof, he said it was only to know who were the complainants against the said

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Jones. Whereupon being called in he was acquainted that the complainants were the Governor, Council, Assembly, Judges and Justices in Bermuda ; and being further asked if he insisted on seeing the Governor's letters, and the affidavits therewith transmitted relating to the said complaint, he replied that he did not desire it, but was satisfied in knowing who the complainants were.

Bahamas. *Letter from the Lords Proprietors about a new Governor.*

A letter from the Lords Proprietors of the Bahama Islands, signifying their having made choice of Robert Holden, esquire, to be their Governor of the said islands [*fo.* 185], and desiring the Board would obtain her Majesty's approbation of him, his presence there being absolutely necessary &c., was read ; and Mr. Holden attending at the same time, their lordships asked him if he was prepared to give such security as should be demanded of him for his due observance of all instructions that shall be sent to him from her Majesty, pursuant to the several Acts of trade, relating to the plantations ; he answer'd that he was ready to do it. Then being desired to give an account in writing of the present state of defence, trade and products of those islands, as likewise of Carolina, he promised to do the same accordingly ; and he being withdrawn, their lordships gave directions for laying before them at their next meeting, the papers relating to the securities given here by former Governors.

May 22. Present :—Earl of Stamford, Lord Herbert of Cherbury, Mr. Pulteney, Mr. Monckton.

Bermuda. *Memorial from Mr. Baron about complaints against him.*

Mr. Robert Baron, late minister of Bermuda, attending, presented to the Board, a memorial setting forth his having waited on the Lord Bishop of London [*fo.* 161 ; M. *fo.* 190], and that his lordship had informed him there were several affidavits against him in the hands of Sir John Bennet, and praying that Sir John may be required to lay the same before their lordships, was read. Whereupon he was acquainted that there being no such affidavits in this office, their lordships could not take cognizance of those in Sir John Bennet's hands, he not having offer'd any thing to the Board thereupon, and that a letter having been already writ upon his former memorial presented the 9th instant to Colonel Bennet for his particular answer thereunto, their lordships did not think they could do anything in that matter till they had received Colonel Bennet's answer.

Virginia. *Laws under consideration.*

Their lordships again proceeded in the consideration of the laws past in Virginia [*fo.* 181, 187], and read eleven of the said laws.

Leeward Islands. *Letter to be writ to Colonel Park for transcripts of laws.*

Ordered that the draught of a letter be prepared to Colonel Park, Governor of the Leeward Islands, directing him to transmit to this Board with all convenient speed, a compleat collection of all the laws in force in the said islands, pursuant to his instructions in that behalf.

Plantations General. *Circular letter to be prepared to all the governors for transmitting accounts of the revenue, minutes of Council and Assembly.*

Further ordered that the draught of a circular letter be likewise prepared to the several Governors in her Majesty's plantations in America, requiring them, pursuant to their instructions, to transmit to this Board fair transcripts of the accounts of the revenue, as also the minutes of Council and minutes of Assembly.

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May 23. Present :—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Newfoundland. *Letter from Mr. Thurston about the sending the mony and clothing to the soldiers. Letter to Mr. Burchet thereupon.*

A letter from Mr. Thurston of this day's date, desiring a letter may be writ to Mr. Burchet for his royal Highness the Lord High Admiral's order to the Commander of the convoy now going with the sack ships to Newfoundland, to take on board the cloathing and money for the soldiers there, was read, and a letter writ to Mr. Burchet by their lordships' directions accordingly [*fo.* 187].

Bahamas. Carolina. *Memorial from Mr. Holden about state and products of Bahama and Carolina.*

A memorial from Mr. Holden, nominated by the Lords Proprietors of the Bahama Islands [*fo.* 182, 205, 215] to be their Governor of those islands, as mentioned in the minutes of the 21st instant, relating to the present state and products of the said islands, as also of Carolina, was read; and Mr. Holden being called in, he was acquainted that, in relation to his having the Queen's approbation as Governour, their lordships thought the proper method was to make his application to her Majesty in Councill, and that then their lordships, if referr'd to them, would take the same into consideration.

Virginia. *Merchants relating to tobacco trade and convoys.*

Mr. Perry, Mr. Hide, Mr. Corbet, Mr. Linton and several other Virginia merchants attending, that part of the representation of the 26th of April, 1706 [K. *fo.* 301], which relates to the opening a free trade for tobacco in Muscovy, was read to them. Whereupon they said that they had obtained a copy of the said representation from the Earl of Sunderland's office, and finding that nothing had been done thereupon, but in relation to convoys, they desired their lordships would be pleased once more to renew the substance of the said representation, and particularly to the opening of the trade to Muscovy, the contractors having now sold to the Czar all their tobacco there. And being desired, they promised on Tuesday next to bring their lordships a memorial of what they thought for the advantage of the tobacco trade [*fo.* 208].

Massachusets. *Laws sent to Mr. Sollicitor General.*

Ordered that the laws past in the Massachusets Bay from February, $170\frac{0}{1}$, to August, 1706, be sent to Sir James Montague, her Majesty's Sollicitor General, for his opinion thereupon in point of law.

May 26. Present :—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Newfoundland. *Letter from Mr. Burchet about directions being given to take the money and cloathing for the soldiers on board.*

A letter from Mr. Burchet, in answer to one writ him the 23rd instant [*fo.* 185, 204], signifying that his Royal Highness had given directions to the commander of the convoy to receive on board the money and cloathing for the soldiers at Newfoundland, was read.

Virginia. *Laws. That for suppressing vice to be sent to the Bishop of London.*

Their lordships took again into consideration the laws past in Virginia [*fo.* 184, 189], and read seven of the said laws, and gave directions that the law for the effectual suppression of vice and restraint [*fo.* 205] and punishment of blasphemous wicked and dissolute persons be sent to the Lord Bishop of London, the reasons of the Council and Assembly not appearing sufficient for their

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altering that part of the said law which relates to penalties to be inflicted on young persons absenting themselves from church, and to desire to know if his lordship have any objections to the said law. Further ordered that the law concerning juries be sent to Mr. Solicitor General for his opinion thereupon, and that the said law be likewise communicated to Colonel Nicholson for his observations upon it [*fo.* 251].

That about juries to the Solicitor General, and to be communicated to Colonel Nicholson.

The draught of a representation upon the hearing of the complaints of Colonel Cleland, Colonel Colleton and Colonel Holder [*fo.* 167, 190] against Colonel Sharp, President of the Councill of Barbadoes, mentioned in the minutes of the 20th instant, was agreed and ordered to be transcribed.

Barbadoes.
Draught of representation upon the complaints against Colonel Sharp.

May 27. Present :—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Upon consideration of several clauses proposed by the Commissioners of the Customes in 1701, to be added to the orders and instructions to be given to the Governors of her Majesty's plantations in America, relating to the Acts of Trade and Navigation (entred in Plantations General C. *fo.* 11); ordered that the said clauses be added from time to time to all future Governors' instructions accordingly; but that the first clause relating to bulk tobacco be added only to the instructions for the Governors on the continent.

Plantations General.
Clauses offer'd by the Commissioners of the Customes relating to acts of trade, &c., added to Governors' instructions.

Then their lordships proceeded further in the consideration of the Virginia laws [*fo.* 187], and read ten of the said laws.

Virginia.
Laws considered.

May 28. Present :—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

A report from Sir Edward Northey, late Attorney General [I. *fo.* 36] upon the Acts past at Virginia in December, 1700, August, 1701, May and August, 1702, together with the Acts themselves, were read, as also several other Acts past in April, 1704, and April, 1705, which Acts appeared to their lordships to be either expired or otherwise provided for by the collection of laws past in 1706, now under their lordships' consideration.

Virginia.
Report from Sir Edward Northey upon acts past in Virginia.

A representation upon the petition of Colonel Cleland, Colonel Colleton and Colonel Holder [*fo.* 188, 322, 336], complaining of the proceedings of Colonel Sharp, President of the Council of Barbadoes, as agreed the 26th instant, together with a letter to the Earl of Sunderland, enclosing the same, were signed.

Barbadoes.
Letter to the Earl of Sunderland with representation on Colonel Cleland, &c. petition against Colonel Sharp.

The Acts past in Jamaica [*fo.* 204] in April, May and June, 1704, and in July and August, 1705, were read, and several notes made in order to a representation thereupon.

Jamaica.
Acts under consideration.

May 29. Present :—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

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Barbadoes.
Hearing upon the petition of Sandford and Dorn against Mr. Cox.

This day having been appointed at the meeting of the 20th instant [*fo.* 181, 260] for hearing of council upon the petition of Mr. Sandford and Mr. Dorn, complaining of the proceedings of Mr. Cox, chief judge of a court of oyer and terminer held in Barbadoes for the body of that island, the 10th of December last, and Sir Edward Northey and Mr. Letchmore attending for the petitioners, and Sir John Hawles and Mr. Mead for the defendant, her Majesty's Order in Council of the 27th of March last, referring to the Board the above-said petition, together with the petition itself, were read. The chief articles of which petition are as follows, viz. :—

That the petitioners being justices of a court of oyer and terminer were imprisoned by the said chief judge, contrary to her Majesty's instructions for that government, and contrary to the liberty allowed her Majesty's subjects by the laws of England and of that island.

And that the said Cox did name the grand and petty jurys in his own right, without consulting the other justices in commission with him.

Then the council for the petitioner said that they intended only to prove that the chief judge had impannell'd the jurors contrary to law and the practice of that island, and that he had caused the petitioners to be imprisoned by his own authority in an arbitrary manner, for pretended crimes, without the consent of the rest of the justices of the court, whereof he was chief judge.

In order to prove the said articles, they produced the Act past at Barbadoes in September, 1698, entituled, an Act concerning the general sessions; the third clause whereof was read, directing the method of summoning juries, viz. :—"That the Governor or Commander-in-Chief shall direct his precept or writ to some one member of the Councill in each parish, or to a justice of the peace of such parish where there shall be no counsellor residing, which said counsellor or justice of the peace are to nominate, appoint and summon six of the most substantial freeholders of the said parish (not being of the Assembly, nor in commission or field officers) to serve as jurors."

They also read the 5th clause of the said Act, directing : "That in all matters before in this Act mentioned, every justice of the peace shall have a free vote beginning from the last justice named in the commission, and so onward to the first according to the custom and usage of the kingdom of England."

Upon which they observed that the practise of the island upon the law was, that there being eleven parishes, the returns for jury men were in number 66. That the said returns were made to the clerk of the crown, who reducing the same into one list, the court considered thereof, and upon reading the names, if no objection was made, they were taken and sworn in order as they were set down.

That the chief judge had not in any manner observed this method, for that on the 10th of December, after the commission for holding the court of oyer and terminer had been read, the said chief judge pull'd a paper out of his pocket, not the list of 66 jurors as returned to the clerk of the Crown (but they offer'd no proof

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to this allegation) wherein the names of the grand and petty juries were incerted and several names raced (*sic*) out by the chief judge, who thereupon ordered the clerk of the crown to call them over. Whereupon Thomas Allen, a member of the said court, advised the chief judge that his naming the said juries as aforesaid was irregular and contrary to the practice of such courts; that the chief judge replied thereunto, that he had been well advised in what he did, and that it was his right to nominate the jury, which was accordingly impannell'd and sworn.

That the second day of the court, before the petty jury was sworn, the said Thomas Allen offered to the said chief judge a memorial in writing, in behalf of himself and other members of the said court, a copy whereof was produced to their lordships, declaring their right of being consulted in the nomination of the juries, and desiring the opinion of the court might be asked, whether the chief judge had a right in himself, exclusive of the court, to appoint the juries or no, which the chief judge refused to do. Upon which twenty of the members of the court dissented to his proceeding, and prayed that their protest might be entred accordingly, which was also refused.

That on the third day of the said court, several of the members who had not attended the court before, being sworn, and desiring that the commission for holding the court might be read in order to the giving their opinion upon the debate touching the nomination of juries, the same was also refused. And the chief judge read to the court his answer to the memorial delivered to him the day before by the said Thomas Allen.

That the fourth and last day of the said court, the said Thomas Allen offered to the said chief judge a protest in writing against his proceedings, desiring the same might be read and enter'd in the session book (a copy whereof was now produced to their lordships) which was in like manner refused by the chief judge. Upon which the said Allen desired leave to bring in a Bill of exceptions, to which William Walker, esquire, her Majesty's council at law, replied, that Bills of exceptions were never brought but by the parties injured; whereunto Mr. Sandford, one of the petitioners, answered, we are parties (meaning, as counsel alleged, parties to the Bill of exceptions), which word party occasion'd a great noise and tumult in the court, insomuch that silence was often commanded by the chief judge, and the petitioner Dorn not hearing the same, was, for not being silent, ordered to be taken into custody and carried away; and that the said Sandford, upon a misinterpretation of the foresaid words (not being permitted to explain himself), was hurried off the bench, and together with the said Dorn committed into the custody of the provost marshal.

In proof of all which, the counsell for the petitioners produced the affidavits of the foresaid Thomas Allen and of Giles Theyer, John Holder, Samuell Osborn, Elisha Holder, Henry Evans, Richard Bruster, Thomas Stokes, Nathaniel Holder, Reynold Allen, and of Allen Culpeper; the three first thereof were read, the rest being all to the same purpose, the counsell did not press the reading of them.

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They also produced a copy of the chief judge's order for the commitment of the petitioner Dorn, in the words following, viz. :— December the 13th, 1706, ordered by the Honourable Samuel Cox, chief justice, that John Dorn be committed, for not keeping silence in court, when ordered by the chief justice, to the provost marshal or his lawful deputy. From whence the counsel observed that this commitment was by the authority of the chief judge only; whereas it ought to have been by the authority of the court. That had the commitment been by order of the court, yet at best it would have been a very rash unjustifiable proceeding to commit a member of the court (which was the said Dornes case) barely for not being silent; but more especially, he not having heard silence commanded; and having, so soon as ordered to be taken into custody, submitted himself in saying, I have done, I have done. That in all courts the judges have the liberty to offer their opinion upon any matters before them, and are never refused to be heard by their associates, 'twas admitted.

That if one of the judges of a court of oyer and terminer misbehave himself, the court have a power over him, but it must be the act of the court, and so recorded, and not of the chief judge alone.

That if the counsel on the other side could make it appear that the commitment of the petitioners was by the consent and approval of the court, then there would no charge lye against the chief justice, but they having by the aforesaid affidavits, and the copies of the commitments of the petitioner Dorne, proved that the said commitments were by the single authority of the said judge, and was (as well as his impannelling the juries) contrary to the practice of the courts here in England, and even of those in Barbadoes, and contrary to the rights and priviledges of her Majesty's subjects, they hoped their lordships would represent it accordingly to her Majesty.

Then the council on the other side owned that the said chief justice had appointed the juries, but not illegally, and that the petitioners had been imprisoned, but that it was done by consent of the court.

They alledged that the occasion of the tumult was not the nominating of the juries, as had been observed by the other side, but that it was the Paper Act. In proof of which they produced the affidavit of *John Merring*, one of the justices of the said court, setting forth that the petitioner Sandford told him that there were persons on the grand jury, who had declared themselves against the said Paper Act, and that therefore he thought it reasonable there should be as many, who were for the said Act, named of the jury, as would make an equality, which affidavit was read; upon which the councill observed that Colonel Holder and those of his party (of which were the petitioners) fearing that the grand jury might present the inconveniencies of the said Paper Act, had caused all this disorder to prevent the same.

That the returns of the said jurors were made to the clerk of the Crown, according to the directions of the aforesaid Act of Barbadoes, and that the paper pull'd out of the chief judge's

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pocket was only the said return which had been communicated to him by the clerk of the Crown, and that the names razed out by the chief judge were only such who had made excuses for non-attendance, and, in proof of this last assertion, they referred to the deposition of Colonel Holder, which had been already read by the other side.

That the said paper of names was read by the clerk of the Crown, and no objections made to any of the persons therein by the court, so that the grand jury was in effect nominated by the court.

That the question which Colonel Allen would have had proposed to the court, viz. :—*Whether the chief judge had a right in himself exclusive of the court to appoint the juries or no,* was a very improper and insnaring question, for it would have implyed that the chief judge did claim such a power; and therefore the council thought the chief judge in the right not to propose the same. That the question he did propose, viz. :—*Whether the court approved of the jury,* was very proper, and was carried by a majority of eight voices; so that the appointing the said jury was the act of the court.

That the allegation that the chief judge refused to have the memorial offer'd him by the foresaid Allen entred in the session books, was not in fact true, it being entred there together with the chief judge's answer thereunto; a copy of which session book was produced to their lordships under the seal of the island, and that part read.

That the petitioners Sandford and Dorn were not committed barely for the reasons alledged by the councill on the other side, but for misbehaviour in court. For that upon the cheif judge's commanding silence when the tumult happen'd, the said Sandford replied silence, command the mob silence, and then laying his hand upon his sword went up to the chief justice, and josled him out of his place. Upon which several members of the court desired the chief justice to commit him; that Dorn was committed for not keeping silence, and for that when Sandford cried, we are parties, have we no more members to do us justice, the said Dorn cried out—I'll stand by you; which behaviour of the petitioners, interrupting the proceedings of the court, was such as would not be born in any court here in England, and that their commitment being in pœnam for such offence, was legal and justifiable.

They further observed that several of the justices of that court, having desired the chief judge to commit the petitioners, and none opposing the same, it was more than probable the majority was on the chief judge's side, and therefore that the said commitments, though only in the chief judge's name, were the act of the court.

As a further instance of the said Sandford's misbehaviour, they said that upon the second day of the said court the said Sandford by force took from the clerk of the Crown a Bill of indictment for murther, and laying hold of the Attorney General's hands, with violence hindred him from delivering the same to the grand jury. In proof of which they produced the minutes of the said court, as also several affidavits hereafter mentioned; and in proof that the words, we are a party, spoken by the forementioned Sandford, were said in a different sence from what alledged by the councill

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on the other side. They referr'd to the several following affidavits, setting forth the behaviour of the said Sandford each day of the sitting of the said court.

Lastly, they observed that though the petitioner and those that joined with them had protested against the proceedings of the court, and refused to vote therein; yet they all did vote in the behalf of Colonel Holder against Mr. Hodges, who as a counsellor at law had objected against the legality of the said Holder's being a counsellor of that island, which they offered also as a collateral proof, that the word party meant more than alledged by the other side.

In proof of all which they produced forty-eight affidavits, six of which were read, viz.:—that of William Cogan, Thomas Afflick, Alexander Conningham, William Hart, William Gorden and Hugh Hall, and they took notice that twenty-three of the said forty-eight affidavits were made by members of the said court, who declared they joined with the chief judge in the commitment of the petitioners.

The counsell for the defendant desired to rest the matter here, hoping they had fully made out that the chief judge had done nothing to deserve her Majesty's censure.

Jamaica. *Letter to Captain Gardner. Recruits.*

After both parties were withdrawn, ordered that a letter be writ to Captain Gardner [*fo.* 145, 255] to know what progress is made in the raising of recruits for Jamaica.

May 30. Present:—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Newfoundland. *Letter from Mr. Thurston about the cloathing being put on board, &c.*

A letter from Mr. Thurston of this day's date, signifying his having put the cloathing for the soldiers at Newfoundland on board the commander of the man-of-war now going thither [*fo.* 187, 409], and that the demands for the last year was ordered, but nothing done for the present year, which was read; and a letter writ to Mr. Lowndes by their lordships' directions to move my Lord Treasurer for the payment of one year's advance of mony, for the said soldiers there as usual.

Letter to Mr. Lowndes to move the payment of advance mony.

Jamaica. *Acts considered. Representation to be prepared thereupon.*

Then their lordships took into consideration the Acts past in Jamaica in February, 170⅞, and went through the same; and gave directions for preparing the draught of a representation thereupon as likewise in the other Acts of Jamaica [*fo.* 190, 209] read at the 28th instant.

June 5. Present:—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Virginia. *Letter from the Bishop of London on an act for the suppression of vice.*

A letter from the Lord Bishop of London of the 2nd instant in answer to one writ him the 28th of the last month, for his opinion upon a law past in Virginia in 1706 for the effectual suppression of vice [*fo.* 187] and restraint and punishment of blasphemous, wicked and dissolute persons, was read; whereupon their lordships agreed to lay that law before her Majesty as fit to be repealed.

To be repealed.

Bahama Islands.

A letter from Mr. Secretary Harley, refering to this Board a petition of the Lords Proprietors of the Bahama Islands to the

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Queen, praying her Majesty's approbation of Robert Holden, esquire [*fo.* 185], to be Governor of the said islands, and to know if their lordships have any objections thereunto, was read. Whereupon ordered that letters be writ to Mr. Graves and Mr. Boon [*fo.* 206, 207] to attend the Board to-morrow morning in order to inquire of them what they know of the character of the said Holden.

Letter from Mr. Secretary Harley referring the petition of the Lords Proprietors praying Mr. Holden may be Governor. Mr. Boon and Mr. Graves summoned.

A letter from Colonel Park, Governor of the Leeward Islands, dated the 24th of March last, was read.

Leeward Islands. *Letter from Colonel Park.*

A letter from Colonel Bennet, Lieutenant Governor of Bermuda, dated the 27th of February, 170$\frac{6}{7}$, was read.

Bermuda. *Letter from Colonel Bennet.*

A letter from Mr. Dummer of the 31st of the last month, giving an account of the sailing of the Antego packet boat, out and home from the West Indies, was read.

Plantations General. *Letter from Mr. Dummer.*

June 6. Present :—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Mr. John Graves attending [*fo.* 205, 213], and being asked what he knew concerning the character and qualifications of Mr. Robert Holden, nominated to be Governor of the Bahama Islands, he said that he did not know the said Holden, and therefore could give no character of him ; but promised to make enquiry thereof, and to give their lordships an account accordingly.

Bahama Islands. *Mr. Graves about qualifications of Mr. Holden.*

Mr. Boon also attending [*fo.* 205], and being asked the same question, he told their lordships that he did not know Mr. Holden, or had ever heard anything of him.

Mr. Boon on the same subject.

A letter from Colonel Handasyd, Governor of Jamaica, dated the 21st of April last, was read, and the minutes of Council transmitted therewith from the 22nd of November, 1706, to the 7th of February following, were laid before the Board. Whereupon ordered that copy of paragraph C. of the foresaid letter, relating to two prizes taken and brought into Jamaica, be sent to the Commissioners of prizes.

Jamaica. *Letter from the Governor.*

A letter from Colonel Sharp, President of the Councill of Barbadoes, dated the 24th of March last, was read ; and the papers referr'd to in the said letter laid before the Board, and are as followeth, viz. :—

Barbadoes. *Letter from Colonel Sharp.*

Papers of public proceedings.

Copy of a petition of several merchants &c. to the President, complaining of the Assembly's backwardness in redressing their grievances occasioned by the Act for a paper credit, and praying him to move the Assembly therein.

Address from the President and Council to her Majesty, setting forth that for the seditious behaviour of Colonel Cleland, he had been suspended the Councill, and praying her Majesty's confirmation thereof.

Minutes of Council from the 10th of February, 170$\frac{6}{7}$, to the 21st following.

Naval officers' list of ships entred and cleared in Barbadoes from the 25th of September to the 24th of December, 1706, inclusive.

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Three Acts past by the General Assembly in Barbadoes in February and March, $170\frac{6}{7}$.

Draught of representation to be prepared upon Colonel Cleland's ill behaviour.

Whereupon their lordships gave directions for preparing the draught of a representation for laying before her Majesty, together with the forementioned address, an account of the behaviour of the said Colonel Cleland [*fo.* 215].

Virginia.
Merchants about disadvantages they lye under in the tobacco trade.

Mr. Perry, Mr. Hyde and Mr. Linton attending [*fo.* 186], presented to the Board a memorial in behalf of the Virginia and Maryland merchants, setting forth the disadvantages they lye under in relation to the tobacco trade to Russia and other parts, praying their lordships to consider the memorial formerly delivered to this Board upon that matter, and to report thereupon to her Majesty, was read. And they added in discourse that their particular desire was that liberty be obtained from the Czar of Muscovy, for all such as are free of the Russia company to import into that country what quantity of tobacco they should think fitting; that the great improvement in quantity and quality of tobacco in Holland and Germany was very destructive to their trade, but they did not doubt that, in case tobacco could be sent from hence to France in neutral ships, to vend great quantities there; and being asked for a particular account of the tobacco's manufactured in Holland and Germany [*fo.* 263], Mr. Linton promised to give their lordships such an account accordingly.

Jamaica.
Draught of representation upon Acts.

The draught of a representation upon the Acts past in Jamaica in April, May and June, 1704, July and August, 1705, and February, $170\frac{6}{7}$ [*fo.* 204, 214], as directed in the minutes of the 30th of the last month, was agreed and ordered to be transcribed.

Proprieties.
Draught of a representation on disobedience of the propriety governments to the proclamation about coin.

The draught of a representation [*fo.* 216] relating to the disobedience of the propriety and charter governments to her Majesty's proclamation for settling the rates of foreign coin in the plantations was agreed, and ordered to be transcribed.

June 9. Present:—Earl of Stamford, Lord Dartmouth, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Bermuda.
Hearing against Mr. Jones, secretary and provost marshal.

This being the day appointed for hearing the complaints of the the Councill and Assembly &c. of Bermuda against Mr. Jones [*fo.* 181, 218], secretary and provost marshall of that island, and Mr. Attorney General and Sir Thomas Parker attending in behalf of the complainants, and Mr. Eyre and Dr. Lane on behalf of the said Jones, her Majesty's Order in Council of the 4th of April, 1706, requiring the said Jones to come to England prepared to answer the several complaints against him, was read. Then Mr. Serjeant Bennet presented to their lordships a charge in behalf of the Councill, General Assembly, judges and justices of the peace of Bermuda, against the said Jones, which was also read; whereupon the councill for the plaintiffs desired to know, before they proceeded any further, whether the said Jones had any patent from her Majesty for the places of secretary and provost marshall of Bermuda.

Unto which the council for Mr. Jones answered, that the question before their lordships was not whether the said Jones had a patent from her Majesty or no. The charge and all the proceedings against him stile and acknowledge him secretary and provost

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marshal; and they observed that he was suspended in King William's reign in June, 1701, which suspension was taken off by her Majesty's Order in Council of the 20th of April, 1704, and he permitted to return to the execution of his office, which was as good in law as if he had a new patent.

The council for the plaintiffs replied that in this case, upon the demise of the King nothing could legally reinstate Mr. Jones in the said place but a patent from her Majesty, and they insisted upon Mr. Jones producing such a one, else they should look upon all that he had done since his last going over as a violation of her Majesty's authority; and they further desired leave to lay before their lordships the proofs of the complaints formerly exhibited against Mr. Jones, because his former suspension had been taken off for want of such proof; and he permitted to return, upon promise of his good behaviour, but having had no regard to that promise, and continuing to misbehave himself, they hoped their lordships would permit them to make out the crimes formerly alledged against him.

The council on the other side opposed this motion, Mr. Jones having been reinstated in his places by her Majesty; nothing was now properly before their lordships but what he had committed since his last going over; and they declined answering whether the said Jones had a patent from her Majesty or no. But the councill for the plaintiffs insisting upon it, the defendants desired time till Wednesday next to give in their answer. Which being agreed to by the plaintiffs, their lordships ordered that both parties do attend on Wednesday next the 11th instant at nine a clock in the morning, in order to proceed further in the said hearing.

Bahama.
Mr. Graves about Mr. Holden.

Mr. Graves attending [*fo.* 206, 254], acquainted their lordships that he had made enquiry about Mr. Holden, nominated by the Lords Proprietors to be Governor of the Bahama Islands, and was inform'd that he had some small estate; that he had a patent from the Proprietors to look after the whale fishings and wrecks in those parts, which was the main reason for their sending of him thither; that he had indeed a commission to be Governor, which the said Graves thought might be of dangerous consequence, there being no strength, and the Proprietors sending over none to defend those islands. Whereupon their lordships gave directions for preparing a representation in answer to Mr. Secretary Harley's letter of the 3rd instant, relating to her Majesty's approving the said Holden as Governor of the Bahama Islands.

Representation to be prepared.

Trade. Miscellanies.
Memorial from Mr. Sleford for establishing an agent for commerce.

Mr. Thomas Sleford presented to their lordships a memorial containing some reasons for establishing an agent for commerce [*fo.* 341], in subservience to the Council of trade, which was read. He further communicated to their lordships a like memorial which he had presented to my Lord High Treasurer with a minute endorsed thereupon, purporting that Mr. Sliford must make his application to this Board, my Lord Treasurer not thinking it proper to make any reference thereupon, in regard it is intermeddling with the business of the Lords Commissioners of Trade and Plantations. After the reading whereof, and Mr. Sliford being withdrawn, ordered that he be acquainted by the secretary, the next time

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he calls at the office, that without a reference to their lordships, they did not think proper to make any report upon his proposal.

Jamaica. *Representation on Acts.*

A representation upon the Acts of Jamaica [*fo.* 209, 315], as agreed at the last meeting, together with a letter inclosing the same to the Earl of Sunderland, was signed.

Barbadoes. *Draught of a representation on Colonel Cleland's behaviour.*

The draught of a representation in relation to Colonel Cleland's behaviour in Barbadoes [*fo.* 208, 216], as directed at the last meeting, was agreed, and ordered to be transcribed.

June 10. Present :—Earl of Stamford, Lord Dartmouth, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Bahamas. *Mr. Holden about state of the Bahamas.*

Mr. Holden attending [*fo.* 185, 253], and being asked several questions relating to the present state of the Bahama Islands, he said that he had been at several of those islands, but never at Providence. However he had been informed that the harbour there was very good, and capacious enough to contain a great number of ships; that ten or more ships came there every year for shelter, being drove off from the continent; that four or five hundred pounds would repair the fort, and put it into a good posture of defence; and that there were 500 men able to bear arms scatter'd in the several islands, but he owned that the said fort would not be tenable without a due reparation; and as for arms and stores of war, he did not know of any that had been sent thither since the desolation made by the Spaniards there about four years ago.

Proprieties. *Representation about disobedience of the propriety governments to proclamation concerning coin.*

A representation relating to the disobedience of the propriety governments [*fo.* 210, 346; M. *fo.* 21] to her Majesty's proclamation for settling the rates of foreign coin in her Majesty's plantations in America, as agreed at the last meeting, together with a letter inclosing the same to the Earl of Sunderland, were signed.

Barbadoes. *Representation on the behaviour of Colonel Cleland inclosed in a letter to the Earl of Sunderland.*

A representation upon an address from the President and Councill of Barbadoes to her Majesty, touching the behaviour of Colonel Cleland [*fo.* 215, 322], one of the members of the said Councill, also agreed at the last meeting, together with a letter inclosing the said representation and address to the Earl of Sunderland, were signed.

New York. *Memorial from Mr. Lodwick about Bayard and Hutchins.*

A memorial from Mr. Charles Lodwick [K. *fo.* 135; *fo.* 254], in behalf of Colonel Bayard and Alderman John Hutchins of New York, setting forth that they had entred into recognizance, and also transmitted certificates thereof (annexed to the said memorial), pursuant to a representation from this Board to her Majesty, dated the 15th of December, 1704, upon an Act passed at New York, declaring the illegality of the proceedings against the said Colonel Bayard and Hutchins for pretended high treason, and for reversing and making null and void the said judgment, and all proceedings thereon, and praying a report for her Majesty's royal approbation of the said Act, was read; and Mr. Lodwick being acquainted that, till Mr. Attorney General's report upon the second Act, transmitted to him the 14th of December, 1705, was laid before them, they could not proceed any further in that matter; whereupon Mr. Lodwick promised to bring the same to their lordships accordingly.

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Bermuda.
Second hearing of complaint against Mr. Jones.

June 11. Present :—Earl of Stamford, Lord Dartmouth, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Mr. Nodin, agent for the Bermuda Islands, and Mr. Jones attending, according to the directions of the 9th instant [*fo.* 210, 388], with the same counsel on each side ; and the counsel for Mr. Jones, the defendant, being asked what they had to say to the question proposed by the other side, when last at the Board, viz. :—*Whether Mr. Jones had a patent from her Majesty for the places of secretary and provost marshal of the said islands, or no?* they said :

That Mr. Jones had a commission under the Great Seal from his late Majesty King William during pleasure, that the next day after the King's demise her Majesty issued her proclamation, directing all persons to continue in and execute the offices they possess'd at his said Majesty's demise, till her Majesty's further pleasure be known, which proclamation being under the great seal, and her Majesty not having revoked the late King's patent to the said Jones, they look'd upon it that he is authorized by her Majesty under the Great Seal of England, and which they esteemed to be as valid in law as if he had a real patent from her Majesty, until such time as her Majesty's pleasure shal be declared to the contrary.

Unto which the counsel for the plaintiff replied that, as to the proclamation, there was nothing in it but what was common and usual upon all such occasions, for the common law determines all commissions upon the demise of the King, and therefore these proclamations were only for the keeping of the government in order, till the successor should think fit to make alterations therein. That the Act of Parliament, made in the first year of her Majesty's reign, *for explaining a clause in the Act of the seventh of King William, for the better security of his Majesty's royal person and government*, directs that all patents or grants of any office, shall not be construed to be determin'd by the death of his late Majesty, but shall remain and continue in full force for six months after his said Majesty's death, unless made void by her present Majesty ; so that it is plain, that after the six months, all officers ought to renew their patents, such patents are good for six months ; but by construction of the Act, after six months they are determin'd. The Act being subsequent to the proclamation, the proclamation cannot be offer'd as any authority for Mr. Jones's acting without a patent, and therefore everything that he has done since the said six months, is illegal, null and void.

Whereupon the counsel for the defendant answered, that they look'd upon the proclamation [as] equivalent to a patent ; that the Act mentioned by the other side was out of the case, for the Parliament never intended thereby to restrain the power of the Crown ; that if the Crown by proclamation continue officers, they are well and legally established in their places, for the term limited in the proclamation, and her Majesty's foresaid proclamation limiting no time, and leaving it at large, during her royal pleasure, Mr. Jones is thereby confirmed in his places, till her Majesty revoke the same ; and the late King's patent is also thereby become her Majesty's act and deed.

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The counsel on the other side insisting that there is no colour, since the passing the aforesaid Act, for offices subsisting longer than six months after the demise of the King, unless in case of necessity, they were acquainted by the Board, that regard would be had to what had been offer'd on each side upon that matter, and were desir'd to proceed.

Then the counsell for the plaintiffs desired leave to begin with the proofs they had of crimes formerly charged against Mr. Jones, and which, though he was permitted to return to Bermuda, had never been made out here, and this being the prayer of the petition of the Assembly of Bermuda to her Majesty (marked H. No. 1), and that petition being referr'd to the Board, to examine the allegations thereof, and report the state of the fact, with their opinion thereon, they thought the former matters were now properly before their lordships. That the reason why Mr. Jones's suspension was taken off, and he permitted to return, was, for that there was not then in England sufficient proof to make good the crimes then charged upon him ; and for that he promised to make a due submission to the Governor for what he had said against him, and to behave himself better for the future. Instead of which, he having since his last arrival misbehaved himself in several particulars now to be laid before their lordships, they thought there was sufficient ground, were it not referr'd to their lordships, to examine into his former behaviour.

The counsel for the plaintiff said that Mr. Jones coming from Bermuda in October, 1702, and his suspension not taken off till April, 1704, there was sufficient time for procuring proofs to the charge against him.

To which the other side replied, that proofs had been regularly sent, but were lost in a ship taken and carry'd into France, and that though he might come from Bermuda in 1702, his petition was not presented to her Majesty till November, 1703, and the representation thereupon was in April, 1704, so that there was not sufficient time to send for duplicates of the proofs necessary on this occasion.

The counsel for the defendant said that her Majesty's order of the 20th April, 1704, for taking off the said Jones's suspension, and for remitting the fines imposed on him in Bermuda, was as full and ample as could be, and therefore it would be very hard that he should be tryed again for pretended crimes already pardon'd by her Majesty ; and upon this occasion they desired their lordships to look back into the minutes of the former commission. Whereupon the said minutes were read, viz. : those of the 28th February, 170$\frac{3}{4}$, whereby it appears that Mr. Bennet was allowed six months to produce proofs of the crimes then laid to Mr. Jones's charge. By the minutes of the 27th of March following, it appears that a memorial from Mr. Jones was read, importing that Mr. Bennet had no objections to his being restored to his places ; and by those of the 29th of the same month, Mr. Bennet and Mr. Jones being present, it appears that Mr. Bennet declared that Mr. Jones having made his submission and begg'd the Governor's pardon in writing for the words spoken against him, and he having no instructions

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in relation to the accusation against the said Jones, he had nothing to object to his readmission into his places. It appeared further, that the copy of the indictments and sentences against the said Jones were read, and he heard thereunto; whereupon a representation was ordered to be prepared, proposing that Mr. Jones be restored to the execution of his said places.

Upon which the counsell for the plaintiffs said, that by the representation of the Board Mr. Jones was not acquitted, but his suspension only taken off, in regard there was no proof here against him; that as to Mr. Serjeant Bennet's having no objection to Mr. Jones's returning to Bermuda, that was only in behalf of his brother the Governor, upon Mr. Jones's promising to make his submission, and ask his pardon; but that the complainants had no satisfaction done them thereby, and for that reason it is they desired to have the former matters laid before her Majesty. The compromise made between Mr. Serjeant Bennet and Mr. Jones was only conditional, that the said Jones should behave himself better for the future, which he having neglected to do, they thought it just and reasonable to lay the former complaints before her Majesty; not that they insisted that he ought to repay the fines remitted by her Majesty, in case he should be found guilty, but that their lordships might judge whether a man convicted on record for perjury, extortion, violence, oppression and mal-administration in the execution of his offices, be fit to be employed by her Majesty in places of such trust.

Whereupon both sides being ordered to withdraw, they were, after their lordships had debated the matter, called in again, and acquainted that, considering the compromise between Mr. Serjeant Bennet and Mr. Jones, their lordships were of opinion that they should at present proceed upon the charge exhibited against Mr. Jones since his last going over to Bermuda, and if, upon the hearing, it appear'd that Mr. Jones had broke the said compromise, their lordships should be at liberty to hear the former charge, if they found it proper and necessary. To which both sides acquiesced.

Then the counsel for the plaintiffs exhibited the charge against Mr. Jones, which was read the 9th instant in the words following, viz. :—

1st. "That Mr. Jones was no sooner returned to Bermuda, but instead of behaving himself as he ought to do to the government there, and as he had promised this honorable Board (which as they humbly conceive, was the ground of taking off his suspension, and remitting of his fines) he with his wonted heat and passion, but with greater arrogance and insolence (being puff'd up with the advantage he conceived he had obtained over the government of those islands by his being restor'd), insults and affronts the Assembly, Councill, justices and government of these islands, and abuses them with insolent and vile language."

In order to prove this article, and that Mr. Jones by his behaviour had render'd himself obnoxious and disagreable to the generality of the island, the counsel for the plaintiffs referr'd to the petition

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of the General Assembly to this Board, which was read, and found to be in substance much to the same purpose as their aforementioned petition to her Majesty, praying that Mr. Jones may be removed from his employments there (the said paper is marked H. No. 3). They likewise referr'd to the last paragraph of the remonstrance of the justices of a court of quarter sessions held the 18th July, 1706, to Colonel Bennet (mark'd H. 69), which paragraph is to the same purpose as the forementioned petition ; and in further proof of that part of the first article relating to Mr. Jones's giving a general disturbance by his haughty and violent behaviour, they referr'd to the affidavit of Nathaniel Trout (marked H. No. 8), which was read.

2ndly. "That he lays claim and insists upon being clerk and register of all courts and jurisdictions in these islands, and to be Recorder and Custos Rotulorum, and declares that the records and all the courts there are his courts, and that he has the sole management and government thereof, and refuses the judges the sight of the records."

In proof of this article, they produced the affidavits of Robert Bostock, George Darrell, William Tucker, Thomas Burton, Richard Gilbert, Samuel Sherlock and Samuel Smith, which were read (and are mark'd H. Nos. 68, 71, 72 and 75).

3rdly. "That he obstructs all the proceedings of the Assembly, and all the courts and judicatures in these islands, so that no justice could be had or done, since his last arrival."

In proof of this article, they referr'd to the foregoing affidavits, as also to those of Stephen Painter, Lewis Joh[n]stone and Nathaniel Trout (mark'd H. No. 8) and particularly to those of the foresaid Bostock and Charles Minors, setting forth that by threats he had so terrified them, that they durst not execute the places of clerks of courts, to which they had been chosen by the said courts, by means whereof the courts were adjourn'd and a stop put to publick justice, which were read. (The said affidavits are mark'd H. 68 and 73.) They also produced the copy of an Act past in Bermuda the 31st of August last, entituled *An Act for the further regulating the courts of judicature in these islands*, which was read (and is mark'd H. 58), setting forth that by reason of Mr. Jones's claiming to be clerk of the courts, and denying the judges the perusal of the records in his office, and threatning all such as should act as clerks of the said courts by the judges' appointment ; the said courts were adjourn'd from time to time, and justice thereby delay'd ever since Mr. Jones's last arrival ; and by reason of the death of some of the judges, and absence of others, the adjournments could not be further continued, the said courts and all the proceedings and business depending therein must be construed to be discontinued. They have therefore enacted that all actions, suits, plaints &c. (pleas of the Crown excepted) issued out, entred or filed, since Mr. Jones's last arrival, be adjudged wholly discontinued &c., as if the same had never been entred, issued or filed. The use the counsel made of this Act was to shew that Mr. Jones by his behaviour had so far obstructed all the proceedings of the courts, that, to prevent such ill consequences as might arise thereby, they were forced to pass the foregoing Act.

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4thly. "That he demands from the Lieutenant Governor the seals of these islands, which the Governor by his patent and instructions is to take care of and keep."

In proof of this, they referr'd to a paper, entituled Mr. Jones's complaints and demands, with Colonel Bennet's answer thereunto, which was read (and is mark'd G. No. 22), and to shew that Mr. Jones had no colour for demanding the custody of the seal, they referr'd to a clause in her Majesty's commission to Colonel Bennett, directing him to keep and use the public seal of those islands.

5thly. "That he demands of the Governor all the stores and ammunition in these islands to be delivered to him, though the Governor, by the 45th article of his instructions, is required to keep and take care of, and answer the same."

As to this, they referr'd to the 45th article of Colonel Bennet's instructions, directing him to take into his custody all the arms, ammunition and stores of war &c.

6thly. "That he refuses to bring up a prisoner, when required by the court of sessions, and to receive a prisoner committed for murther."

As to his refusing to bring up a prisoner when required by the court, they referr'd to the aforesaid remonstrance of the justices of assize.

7thly. "That he refuses to return juries to the assizes and sessions when required."

In proof of this they produced the aforesaid remonstrance, as also the forementioned affidavit of Stephen Painter, and of John Dickenson, which were read ; setting forth that a court of sessions having required Mr. Jones to summon a grand jury adjourned for two hours ; and upon the return, Mr. Jones made answer that he had not time to do it, though there were above forty persons attending there, fit for such an inquest, and that upon Mr. Jones's being acquainted therewith, he replied he did not like the persons.

8thly. "That he applies all fines and amerciaments received by him to his own use, and refuses to give an account thereof."

In proof of this, they only produced the foresaid remonstrance of the justices of assize, setting forth that, having demanded of Mr. Jones an account of fines and amerciaments receiv'd by him, relating to that court, he produced an account, wherein he pays himself out of that money which he ought not to have done.

9thly. "That he sets open the prison doors, and permits the prisoners to go at large, especially those who are committed for disturbing the peace and quiet of the government of these islands, and when sent to, and required to take care and confine them, yet lets them out, to affront the Governor, members of the Assembly, and justices, in their houses, and as they pass by to hold the assemblies, assizes and sessions, and suffers the prisoners to keep shops in the prison house, and to lay them open to the streets, and to carry on their trades and traffick in the prison house, without any restraint, so that the goal is become an open shop, and every one that

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pleases may go abroad when and where he will, and none are confined, though in execution, whereby justice is at a stand, and nobody will proceed in their causes, since it is but a jest to send them to goal, where they are immediately discharged, and come and affront them that prosecute them, for so doing."

In proof of this article, they referr'd to the foresaid remonstrance, and to the affidavits of Stephen Paynter, Lewis Johnstone and Nathaniel Trout, which were read.

Upon the whole, the counsel took notice that Mr. Jones's refusing to return juries, was a crime of an extraordinary nature, for thereby it put an absolute stop to justice; for, till the pannel of jurors was return'd, it was impossible for the courts to proceed to business. That his refusing to bring a prisoner to the court, when required, was also obstructing of justice, and assuming to himself an authority above the court. That his claiming to be clerk of all the courts, is also very extraordinary, for his patent gave him no such right; but that if it had been his right, he ought not to have obstructed justice by detaining the records, and even the commissions constituting those very courts, from the justices; but he might have applyed, in case he had been aggrieved, to her Majesty for redress; and they added that the former secretaries, who had exercised the places of clerks of courts, were chosen by the said courts, or by other constitutions, and not by virtue of their patents. Then they rested it here, till the defendant should make his answer.

Then the counsel for the defendant said that the true reasons for these new complaints against Mr. Jones were not fairly stated to their lordships, and therefore they desired leave to open that matter, before they proceeeded any further, as follows:

That upon Mr. Jones's arrival in Bermuda, he waited on the Governor, and according to his promise here, desired to beg the Governor's pardon for anything he had said against him, which he did in a respectfull manner, after which all complaints were hush'd, till Mr. Jones came to demand an account of the mean profits arising by his places, from the persons executing the same during his suspension, and particularly of Daniel Greatbeach, who executed the place of provost marshal; and upon his filing a declaration against the said Greatbeach for the same, all was again in an uproar; the Council, Assembly, the courts and justices of the peace, were all set against him; the reason whereof was, for that the Governor himself had received the said mean profits, as appears by Greatbeach's plea to the said declaration [M. *fo.* 83], which was read, setting forth that he was not answerable to the said Jones, having accounted to the Governor for the profits accruing during his execution of the place of provost marshal.

That it is not to be wonder'd the foresaid persons should be all so violently set against Mr. Jones, if it be consider'd that the Council are the Governor's creatures, that the judges and justices being appointed by him are dependent upon him, and therefore will not fail of doing what he shall require; that the Assembly, by the method of election, are also his creatures; the said method is as follows: There are nine tribes, who send each of them four

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representatives, the Governor directs his writ to a justice of the peace in each tribe, the said justice summons the inhabitants to meet, and he proposes to them the first person, who is generally chosen, then that person proposes to the people the justice himself to be chosen, and he by virtue of being the second man, proposes the third, and the third the fourth, so that if these four be thus approved by the people (as generally they are) and the justice to whom the writ was directed in the Governor's interest (as no doubt but he takes care of that), the whole Assembly is properly of his nomination, and consequently in his interest; and therefore that it was very reasonable to infer that the Councill, judges, justices and assembly would be ready enough to comply with anything the Governor should require of them; and therefore they hoped that their lordships would not look upon the petitions or remonstrances from the said persons, as any evidence against Mr. Jones; besides that being themselves parties to the charge against him, nothing from them ought to be admitted as proof.

1st Article. As to the proof offer'd by the counsel on the other side, to the first article, they took notice that the chief part thereof consisted in addresses from the Assembly, and remonstrances from the justices, which for the reason above mentioned ought not to be esteemed of any weight. And as to the affidavit of Nathaniel Trout, they said it was in general terms, and very little to the purpose.

2nd Article. As to the second article, that Mr. Jones claims being clerk and register of all the courts, the counsel did not perceive any crime in demanding his right. Mr. Jones did in a decent manner apply to the said courts to be admitted their clerk, which they refused. That it was not Mr. Jones's fault, if all judicial proceedings were stopp'd, but the fault of the judges, who might have chose another clerk, and gone on with the publick business. But by their whole proceeding, it appears that their aim is to have the disposal of all the patent offices in themselves. That it is not necessary, nor requisit, that the justices should have the records, for that Mr. Jones being sworn to keep the same, he could not put them out of his custody. That the place of clerk of the courts does belong to him as secretary, all former secretaries having enjoyed the same, and, their powers and rights being known, there was no need it should be mentioned in his patent. That Mr. Fyfield, his predecessor, by virtue of his patent (which allowed him the same fees, profits, advantages &c., which the secretary, sheriff and provost marshal of the late Bermuda Company ever had) executed the place of clerk of the courts, and Mr. Jones's patent gives him the same powers as Fyfield and all former secretaries had; and to prove that former secretaries were clerks of the Council and of the courts, they produced extracts out of the Council books and book of records I. No. 12 of Commissions (which was proved to be true extracts, by the affidavit of Thomas Nechills), by which it appear'd that Henry Tucker, Cornelius White, Nicholas Trot, and Charles Minors have acted in those places during the time that they were secretaries, and particularly the said Minors, as clerk of the court of chancery, whilst he was Mr. Jones's deputy, and they alledged that

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Mr. Jones himself did execute those places for eighteen months, without any opposition.

And in answer to what was offer'd by the other side, that Mr. Jones when refused by the courts to be admitted their clerk, ought not to have obstructed the proceedings of the court, but have made his application to her Majesty for redress, they produced the affidavits of Richard Castelman and Thomas Dunscomb, which were read; setting forth that they heard Mr. Jones at an assizes in June, 1705 (upon the judges refusing to admit him as their clerk) desire the said judges to appoint one themselves, rather than the publick business should be stopp'd; and the said Dunscomb further declares in his affidavit that in all his life he never knew any but the secretaries or their deputies execute the places of clerks of the courts. But the said Dunscomb attending at the same time, and being asked by the other side, whether those secretaries that acted as clerks of the courts, were not chosen by the judges, he said he did not know.

3rd Article. In answer to the affidavits produced by the other side, in proof of the third article, relating to Mr. Jones's obstructing the proceedings of the courts &c., they referred to the aforementioned affidavits of Castelman and Dunscomb; upon which they observ'd that Mr. Jones was so far from obstructing the proceedings of the courts by insisting on being their clerk; that he desired the judges to choose another, upon their refusing to admit him as aforesaid.

As for the forementioned Act for the further regulating the courts, they said that it could not be made use of to the advantage of the plaintiffs; they being parties, their own Act could not be brought in evidence for them. Besides, that the Act itself was in reality calculated for a quite different purpose than what alledged by the other side, for the discontinuing all actions &c. commenced from the time of Mr. Jones's arrival, was only to prevent his proceeding in the actions he had commenced against the persons who had executed his places, for the mean profits during his suspension. And that this was really so, they said did plainly appear from the Act itself, for though it discontinues all civil causes (which were the only causes in which Mr. Jones was concern'd), it continues all pleas of the Crown.

4th Article. As to the fourth article, they admitted that Mr. Jones did demand the custody of the seal, but took notice that it appear'd from the paper produced on the other side, that he did it with all the submission and respect imaginable. They further observ'd that such his demand could not be imputed to him as a crime.

5th Article. They took notice that the proof referr'd to in the fifth article, relating to the Governor's being required to keep the publick stores, was in reality none, for *that* was a clause in Colonel Bennet's instructions from the late King, whereas in the instructions from her Majesty there is no such clause, and therefore the Governor had no colour to claim the keeping of the said stores. Besides, the oath administred to Mr. Jones as provost marshal requires him *faithfully to keep and preserve the ammunition and stores,* which oath was produced and read; and prov'd to be a true copy by the forementioned affidavit of Thomas Nechills.

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6th Article. The proof offer'd to the sixth article, relating to Mr. Jones's refusing to bring up a prisoner when required by the court, they said was only the remonstrance of the judges of the court, and for the reasons abovementioned ought not to be admitted as evidence; and they produced the foresaid Nechill, who declared that Mr. Jones had only a verbal order, which was not authority sufficient for him to do it; that there was indeed an order in writing to the constable, but none to Mr. Jones; and that the prisoner was then, when required to be brought, above seven miles off the court; but the counsel took notice that no proof had been offer'd by the other side of Mr. Jones's refusing to receive the prisoner committed for murther.

7th Article. The proof offer'd to the seventh article, that Mr. Jones refused to return juries when required, consisted in the foresaid remonstrance of the justices, which was of no weight; and as for the affidavits of Stephen Paynter and John Dickenson, they observed the matter of fact sworn by them might be true, and yet no crime in Mr. Jones; but that the justices were to blame, for that they met without any previous summons to Mr. Jones, and during their sitting directed a venire to him, which could not be comply'd with at that time, the several tribes out of which the jurors were to be returned being at too great a distance. In proof of which they referr'd to their foresaid affidavit of Thomas Nechills, and the counsell added that Mr. Jones could not make a panel out of the persons mentioned to be about the court, they being unqualify'd for that trust.

8th Article. As to the proof to the eighth article, it is only from the parties themselves, being the remonstrance from the said justices, in opposition to which the counsel produced the affidavit of the foresaid Nechills, setting forth that, before he left Bermuda, Mr. Jones pass'd his accounts, as secretary and provost marshal, with the Governor and Councill, and had paid the ballance thereof to George Tucker, appointed by the Governor to be deputy in one of the said Jones's places.

9th Article. The proofs offer'd to the ninth article were of the same nature as the former, the first part consisting of the foresaid remonstrance; and as to the affidavits of Paynter, Johnson and Trout, they were easily answer'd. First, as to Mr. Jones's setting open the prison doors, they thought could not be objected to him as a crime, he doing it only in compassion to the prisoners, that they might have a little fresh air; besides, that it was never done without a guard being kept at the door, and no prisoner ever made his escape, so that this is but clamor and no real complaint. As to his letting prisoners go at large, that was of the same nature, and only on two occasions; the one was, one Woodward, who did not make his escape, and was never seen abroad but once. The other was Dr. Starr, the only physician in Bermuda, and who was permitted by a verbal order from the Governor himself to come abroad to visit one that was sick, and that he never was abroad upon other occasions. And as to Mr. Jones's permitting prisoners to exercise their trades in the prison, that was so far from being a cause of complaint against him, that it was a great instance of his humanity, in permitting

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them by working or otherwise to get a livelyhood during their confinement.

Then the counsel urged that the reason they had not offer'd fuller proof in vindication of Mr. Jones, was because they were not permitted to take affidavits in the island. That Mr. Jones had made application to the Governor for copies of the complaints against him, as appear'd by an attested copy of his petition to the Governor of the 12th of August, 1706, but could not obtain the same. That the 19th of September, 1706, he petitioned the Governor that several persons might be examined upon interrogatories relating to the complaints against him, but could not obtain the same; so that Mr. Jones was [as] much as possible prevented in making his just defence.

However, as a further proof of Mr. Jones's innocence, they produced the affidavits of the foresaid Dunscomb and of Robert Barron, late minister in those islands, setting forth that the said Jones had a fair character in Bermuda, and had never misbehaved himself there, as they heard of, which affidavits were read.

Then the counsel for the plaintiffs, in their reply, took notice that as to the being clerk of the courts, Mr. Jones had no right thereto, it not being mentioned in his patent, except to the court of chancery, which does consist of the Governor and Council, and that the appointing of clerks does of common right belong to the judges, in proof of which they referr'd to the Lord Coke's Second Institutes *fo.* 425. And as for Mr. Minors's acting as Mr. Jones's deputy, that if so, was to be objected to Mr. Jones, for that by his patent he is particularly restrain'd from appointing deputies, and therefore what he did therein was contrary to his patent. That the instances they had produced of Tucker, White, Trot and Minors acting as clerks whilst they were secretaries, was not to any purpose, unless they had proved that they acted as clerks in virtue of their being secretaries, for they might have been chosen by the courts. And they produced an extract out of the book of records of minutes and courts (which is mark'd G. 24), whereby it appear'd that in 1692, John Kedgill was appointed clerk of the assizes, Nicholas Trot being secretary. That in September, 1693, Charles Minors was by the Council appointed clerk of all courts, Nicholas Trot being secretary. That the said Minors was in October, 1693, appointed clerk of the Admiralty Court by the judges' commission. That in January, $169\frac{3}{4}$, the said Minors was appointed clerk of the Exchequer Court, the said Trot being still secretary (by the Barons' commission). That in June, 1695, the said Minors being made Attorney General, Thomas Clark was sworn clerk of the court of Exchequer, and the foresaid Kedgill in 1697, Minors still being Attorny General, was sworn clerk of the court of Admiralty. So that it is plain that though the secretaries may have acted, when chosen as clerks of the courts, yet they have no right thereto, but by the deputation of the said courts.

Upon which the counsel for Mr. Jones observed that all this was at a time when there was no secretary by patent.

To which the counsel for the plaintiffs reply'd, that this objection lyes against the instances they gave themselves, particularly in

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the case of Nicholas Trot; and they added that all the proof that was offer'd in justification of Mr. Jones's right to keep the stores, was only his oath as provost marshal, which they look'd upon as no proof at all, because that since the alteration of his late Majesty's instructions to Colonel Bennet, whereby he was directed to keep the publick stores, neither Mr. Jones nor any other person has been appointed store keeper, and therefore Mr. Jones has no colour of claiming the same of right.

They further took notice that the allegations the counsel for Mr. Jones offer'd in vindication of him, upon the 9th article, were not proved, and therefore not to be regarded.

That as to the allegation that Mr. Jones was not permitted to take affidavits, that was not proved, and that the Governor refused to examine some persons upon interrogatories, was not to be imputed to him as a fault, Mr. Jones not having desir'd the same, as appears by his petition, till two days before his departure; besides that his desire was, that the Governor should oblige those persons thereunto, which he could not do.

Then they called upon Captain Richard Jennings, an inhabitant of Bermuda, to inquire into the character of Mr. Jones, who said that he had heard both good and bad of him, but that the generality, especially the most considerable people, were against him. Then the counsel rested it here, and only said that they would send in a day or two to know their lordships' pleasure [*fo.* 261], in relation to their further proceeding upon the first complaints exhibited against Mr. Jones.

June 12. Present:—Earl of Stamford, Lord Dartmouth, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Virginia. *Colonel Nicholson about Act concerning juries.*

Colonel Nicholson attending, the clause in an Act past in Virginia *concerning juries* [*fo.* 188] was communicated to him for his opinion thereon, and Colonel Nicholson informing the Board that the said law was according to former practice, their lordships agreed to offer to her Majesty, in their report to be made upon the whole collection of the Virginia laws, that she be pleased to approve the said Act.

Virginia. *Patenting of lands under consideration.*

Their lordships then took into consideration a paragraph in a letter from the Board to the President and Councill of Virginia, dated the 26th of March last, as also a clause in the instructions to Colonel Hunter relating to the patenting of lands on the south side of Blackwater Swamp and elsewhere (entred in Virginia C. *fo.* 162), and finding that the foresaid paragraph did not sufficiently restrain the granting of lands or signing patents, as directed by the said instruction, their lordships gave directions for preparing a letter to Colonel Hunter [*fo.* 264], now at Portsmouth, requiring him not to grant any lands, or sign patents for the same, till her Majesty's further pleasure be known therein, and that he do transmit to this Board, with all convenient speed, after his arrival in his government, a perfect list of the patents already signed, and those ready for signing, for the said lands, with the number of acres contained in each grant, as also a copy of the form of the said grants, together with an exact survey of the number of acres and a plat of all the

Letter to be prepared to Colonel Hunter thereupon.

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Agreed and signed.

lands on the south side of Blackwater Swamp and Pamunkey Neck, which letter was prepared and signed accordingly.

Bahamas.
Mr. Holden at the Board about stores and ammunition of war.

Mr. Holden attending [*fo.* 215, 258], and being asked what stores and ammunition of war and provisions he was to carry over to the Bahama Islands for the defence thereof, what tools for artificers for repairing the forts and fortifications there, what quantity of ammunition and small arms there were when he was on the island; he said that the Lords Proprietors did not design to send any stores of war thither, but that they had provided books and paper and mathematical instruments for registring all things in the several offices; that he had himself bought half a tunn of swan shott and some powder, which he intended to distribute to the inhabitants at his arrival; that he had also bought linnen and other things for the use of the people; that there was no need of tools for repairing the works, nor of small arms or powder, the inhabitants being well furnished therewith when he was there, and that he did not beleive they were so now, and that three or four hundred pounds would be sufficient for repairing the damages done to Providence by the Spaniards. He was further asked if he knew the name of the ship on which he was to go on board, as also the name of the commander thereof, and what time the said ship would sail; he replied that the captain's name was Gilbert, that the ship was a Bermudian but he did not know her name, and he believed that she would be ready to sail about a week hence for Bermuda, where he intended to be put on shore, and from thence to pursue his way by land to the Bahama Islands. Then the said Mr. Holden was desired to attend the Board again at 12 of the clock to-morrow morning.

Bahamas.
Letter from Mr. Graves relating to Mr. Holden.

A letter from Mr. John Graves of yesterday's date, setting forth the reasons of Mr. Holden's soliciting for the government of the Bahama Islands, was read [*fo.* 213, 256], and thereupon ordered that Mr. Graves have notice to attend the Board at ten of the clock to-morrow morning, and that he do inform himself of the name of the ship of which Captain Gilbert is commander, and when the said ship will sail from hence.

New York.
Mr. Lodwick's memorial under consideration.

Upon consideration of Mr. Lodwick's memorial [*fo.* 217], and the recognizances entred into by Colonel Bayard and Alderman John Hutchins of New York (mentioned in the minutes of the 10th instant), together with the late Attorney General's report, dated the 14th of March, $170\frac{5}{6}$, in answer to a letter from the secretary of this Board of the 14th of December, 1705 [K. *fo.* 135], for his opinion upon a second *Act* past at New York *declaring the illegality of the proceedings against Colonel Bayard and Alderman John Hutchins for pretended high treason, and for reversing and making null and void the said judgment and proceedings thereon;* ordered that the representation of this Board, dated the 15th of December, 1704, upon the first Act past at New York, relating to the said Bayard and Hutchins, and the Order of Councill thereupon, dated the 18th of the same month, as likewise the Acts themselves, and the late Attorney General's report upon the second of the said Acts, with the recognizances and certificates, be sent to Mr. Attorney General, [*fo.* 355], for his opinion thereupon, and to know whether the said recognizances do fully answer the intent of the aforesaid order.

The same with other papers relating to Bayard and Hutchins.

Sent to Mr. Attorny General.

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Jamaica.
Letter from Captain Gardner about recruits.

A letter from Captain Gardner [*fo.* 202], agent for the soldiers at Jamaica, of yesterday's date, giving account of 56 recruits being raised towards filling up Colonel Handasyd's regiment in the said island [*fo.* 352], and of the great difficulties the officers have met with in raising the same, for want of a larger allowance of levy money; and that he had ordered the said recruits to Plymouth to be embarked on board the packet boat, was read; and thereupon ordered that a letter be prepared [*fo.* 261] for transmitting a copy thereof to the Earl of Sunderland.

Copy to be sent to the Earl of Sunderland.

June 13. Present:—Earl of Stamford, Lord Dartmouth, Mr. Pulteney, Mr. Monckton.

Bahamas.
Mr. Graves about words spoken by Mr. Holden concerning his intentions as to the government of the Bahamas.

Mr. Graves attending, according to appointment [*fo.* 254, 292], his letter of the 11th instant was again read, and being asked as to the truth of the matters therein contained, he said that Captain Richard Jennings did hear Mr. Robert Holden say after he came out from the Lords Proprietors, that he would not attempt the resettling or fortifying of Providence during the war, or invite the people scatter'd among the islands to return thither till a peace was concluded. And that what he proposed to himself by obtaining a commission was that he should thereby be the better enabled to pursue the fishing for wrecks and whales, pursuant to a patent granted him by the said Lords Proprietors, without which commission the wrecks would be of little value to him. Mr. Graves being then asked if he was willing these informations might be made use of as occasion might require, he replyed that he readily consented thereto, he having no further knowledge of Mr. Holden than what he had from Captain Jennings.

At the same time he presented to the Board a letter of yesterday's date signifying that the said Holden designed to go to Bermuda in the sloop *Hopewell*, Captain John Gilbert, commander, now at Rederiff, and that she would sail from thence the beginning of the next month, which was read; and he added that the commander of the said sloop had declared that as yet he had received no ammunition or provisions on board, nor did not know of any he was to receive.

Bahamas.
Mr. Holden at the Board about his government.

Mr. Holden also attending according to appointment [*fo.* 253, 262], and being again asked what he designed to do in relation to the repairing and fortifying Providence, he said that he had no intention, whilst the war lasted, to undertake the same, but if he were to fortify any place, it should rather be Elutheria, that having a good harbour, and might be made the best place of defence in the Bahama Islands; that ships of 150 tuns might come in there, and lay safe under the guns, as he should mount them; that Providence was not comparable to it, being only a road lying open and exposed, having no natural fortifications to secure it, as the other had. He added that he had an intention upon his arrival in those parts to call an Assembly, and propose methods to them for their safety, and the protection of all shipping that should come to those islands. Then being asked if he had anything further to offer, he said no, whereupon he was acquainted that their lordships would lay the state of the whole matter before her Majesty with all convenient speed.

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Bahamas.
Captain Jennings about state of Providence, &c.

Their lordships understanding that Captain Richard Jennings was without, he was called in, and being desired to give the Board an account in what state the fort at Providence was and whether the harbour was good for shipping, he said that as to Providence it was at present wholly defenceless, having been ruined by the Spaniards. That as to the harbour, it was large and capacious enough to receive ships of 400 tun, but that ships of burthen generally lay out in the road. Being then asked if he knew what things Mr. Holden was buying to carry over with him thither, and whether he knew of any intention the said Holden had of repairing and fortifying that place, he answered that he knew only of his having bought half a tun of swan and other shot, and some powder, but whether to be distributed by the said Holden or sold to the inhabitants there, he did not know. That as to the resettling and fortifying Providence he had heard the said Holden declare that he would not attempt the doing it whilst the war lasted, unless he found the people inclined thereto, they being not to be forced to any thing of that kind; and that his chief business was to make use of his patent. Captain Jennings added that at the request of the Lords Proprietors he had drawn up and presented a memorial to them of what was necessary to be sent over for the resettling and defending those islands, and being asked for a copy of the said memorial [*fo.* 261], he promised to bring the same to this Board on Monday next.

Trade.
Captain Jennings' proposals relating to the security of the Spanish trade read.

He then presented to their lordship copies of two proposals for securing the trade in the Spanish West Indies [*fo.* 278], and taking the Spanish Plate fleet and other vessells as they trade from port to port and to the Havana, and as they return from thence home to Spain, which were read.

Barbadoes.
Representation about Sandford and Dorn. Letter to the Earl of Sunderland. thereupon.

A representation upon the petition of Mr. Sandford and Mr. Dorn [*fo.* 190, 322] to her Majesty, complaining of the proceedings of Mr. Cox, chief judge of a court of oyer and terminer held in Barbadoes the 10th of December last, together with a letter to the Earl of Sunderland inclosing the same, were signed.

Jamaica.
Draught of a letter to the Earl of Sunderland. Difficulty of raising recruits.

The draught of a letter to the Earl of Sunderland, as directed at the last meeting [*fo.* 256], inclosing the copy of a letter from Captain Gardner relating to the number of recruits raised for Colonel Handasyd's regiment in Jamaica, and the difficulties the officers meet with here in raising the same for want of a larger allowance of levy money, was agreed and signed.

Bermuda.
Letter to be prepared to the Earl of Sunderland. about Jones's hearing.

Ordered that the draught of a letter be prepared to the Earl of Sunderland stating the case [*fo.* 251, 262], and desiring to receive her Majesty's pleasure whether their lordships are to hear the former complaints against Mr. Jones, or only those since his last arrival.

June 16. Present:—Earl of Stamford, Lord Dartmouth, Sir Philip Meadows, Mr. Pulteney.

Bahamas.
Memoriall from Mr. Jennings about fortifying Providence.

Captain Richard Jennings attending, presented to the Board a memorial [*fo.* 260, 331], relating to the resettling and fortifying Providence and other places in the Bahama Islands, which was read; and being asked several questions therepon, he said the fort at Providence (destroyed by the Spaniards four years agoe)

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might be easily rebuilt, but that it would be of no use if a fort was not erected at the west end of Hogg Island. He further added that Mr. Holden had told him that at his arrival in those parts, he would use his best endeavours to draw the people to one place, and that when he had so done, he would perswade them if he could to settle and fortify there, but that he the said Jenning did not beleive it could be done, by reason the people there were very licentious, and have had for a long time no settled form of government amongst them.

Bahamas. *Draught of a representation about Mr. Holden's being Governor.*

The draught of a representation relating to Mr. Robert Holden [*fo.* 258, 264], nominated by the Lords Proprietors of the Bahama Islands to be Governor of the said islands, was agreed and ordered to be transcribed.

Bermuda. *Letter to the Earl of Sunderland. about former complaints against Jones.*

A letter to the Earl of Sunderland [*fo.* 261, 263, 323], desiring to know her Majesty's pleasure whether this Board shal hear the former complaints against Mr. Jones, secretary and provost marshal of Bermuda, or only those since the said Jones's last arrival in that island (as directed at the last meeting), was signed.

Mr. Nodin about former complaints against Jones.

Mr. Nodin attending, and desiring to know when their lordships would be pleased to hear the former complaints exhibited against Mr. Jones from Bermuda, he was acquainted that their lordships had writ to the Earl of Sunderland to know her Majesty's pleasure therein [*fo.* 262].

June 17. Present:—Earl of Stamford, Lord Dartmouth, Sir Philip Meadows, Mr. Pulteney.

Virginia. *Mr. Linton at the Board with letters about tobacco trade.*

Mr. John Linton attending, presented to the Board a letter of yesterday's date [*fo.* 209, 287], inclosing extracts of several letters to himself and others from their correspondents abroad, relating to the increase and improvement of tobacco in Holland and Germany; he also presented to their lordships a memorial setting forth how much the revenue suffers by the use of foreign tobacco on Board the Royal Navy, and proposing a remedy thereof, which letters and memorials were read; whereupon being asked several questions he said that one great discouragement to the consumption of our own tobacco on board the Navy, was the not allowing the drawback on such tobacco, for want of which the pursers furnish themselves with foreign tobacco at half the price they can buy ours for. He added that the only way to regain the tobacco trade, now lost, would be to allow the drawback on stalks manufactured here, which they could mix with other tobacco, and thereby be enabled to sell the same at Riga, Revell &c., as cheap as the Dutch, otherwise the Dutch will always beat them out of those northern markets.

Bahamas. *Representation relating to Mr. Holden.*

A representation relating to Mr. Holden's being Governor of the Bahama Islands [*fo.* 262; M. *fo.* 106, 256], as agreed at the last meeting, together with a letter to Mr. Secretary Harley, inclosing the same, were signed.

Virginia. *Letter from Colonel Hunter.*

A letter from Colonel Hunter of yesterday's date from Portsmouth [*fo.* 252], acknowledging the receipt of one writ him the 12th instant, relating to the granting and patenting of land on the south side of Blackwater Swamp and Pamunkey Neck, in Virginia, was read.

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Nevis.
Order of Councill for three new counsellors.

Copy of an Order of Councill of the 20th of the last month [*fo.* 150], upon a representation of the 9th ditto, proposing Thomas Belman, Lawrence Brodbelt and James Milliken, esquires, to be members of her Majesty's Council of Nevis, approving the said representation, was read.

New Jersey.
Order of Council for a new counsellor.

Copy of an Order of Councill of the 20th of the last month, upon a representation of the 9th ditto, proposing Peter Sonmans, esquire, to be a member of her Majesty's Council of New Jersey, approving the same, was read.

Barbadoes.
Order of Councill for a new counsellor.

A copy of an Order of Council of the 5th instant, upon a representation of the 7th of the last month, proposing Samuel Beresford, rector of St. Michael's parish in Barbadoes [*fo.* 147; M. *fo.* 14], to be a member of her Majesty's Councill in the said island, approving the same, was read.

June 18. Present :—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney.

Leeward Islands.
Memorial from Mr. Crabb about naval strength of the French at Martinico, &c. Letter to Mr. Cox thereupon.

A memorial from Mr. Lawrence Crabb [*fo.* 268] was presented by Mr. Cox, relating to the naval strength of the French at Martinico, and to the prejudice thereof to the Leeward Islands and our trade in those parts, proposing how the same may be remedied, was read. Whereupon ordered that a letter be writ to Mr. Cox to desire him to acquaint the said Mr. Crabb that the Board desire to speak with him on Tuesday morning next.

Bermuda.
Acts under consideration.

Then their lordships took into consideration such of the Acts past in Bermuda in 1690, 1691, 1693 and 1694 [*fo.* 267], as have not yet been laid before her Majesty, and read eight of the said Acts.

June 19. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

New England.
Sir Henry Ashurst about trial of Vetch and Rouse.

The secretary acquainted the Board that Sir Henry Ashurst had desired that a copy of the tryal of Vetch, Rouse &c., which he had received from New England, might be compared with that in this office, and attested as a true copy thereof, and further that he might have an extract of one of Colonel Dudley's letters which had formerly been given him, relating to Connecticut's refusing to give assistance to the Massachusets Bay. Whereupon ordered that the said tryal be examined and attested, and that he have an extract of the said letter, if he can tell the date thereof.

Bermuda.
Acts under consideration.

Then their lordships proceeded in the consideration of the Bermuda Acts, and read Mr. Solicitor General's reports [*fo.* 266, *v. infra*] upon those past in 1698 and 1701, together with the Acts themselves. They also read the Acts past in February, 170$\frac{3}{4}$, in May and ——, 1704, and agreed to go on with the remainder of the said Acts to-morrow morning.

Plantations General.
The Governors to send their opinion on all Acts.

Ordered that, in the next letters to the Governors, they be directed to give the Board their opinion upon each particular Act they shall for the future transmit over.

June 20. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

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Their lordships proceeded into the consideration of the Bermuda laws [*v. supra*, 280], and went through with those past in 1704, and gave direction for preparing a representation thereupon.

Bermuda. *Acts.*

Their lordships took into consideration the New York laws [*fo.* 277], and read those past in July and October, 1700, and resolved to proceed further therein at their next meeting.

New York. *Acts under consideration.*

June 24. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Mr. Lawrence Crabb attending according to appointment, his memorial presented to the Board by Mr. Charles Cox the 18th instant [*fo.* 265, 288], setting forth that the great number of privateers the French have at Martinico is destructive to the Leeward Islands and our trade in those parts, and proposing a remedy thereof, was again read ; and Mr. Crabb being asked how many men of war he thought would be sufficient for the security of the said islands and the trade thereof, he said that, if two fourth rates and two fifth rates were sent thither, he did not doubt but that they might in conjunction with the men of war attending on Barbadoes, together with such privateers as the inhabitants would be encouraged to fit out upon the arrival of this additional strength, be able to suppress the growing number of the French privateers at Martinico, scour the seas in the West Indies, and protect those islands from any further attempts and insults of the said privateers. Mr. Crabb being withdrawn, ordered that Captain Jennings [*fo.* 278] have notice to attend the Board to-morrow morning.

Leeward Islands. *Memorial from Mr. Crabb about number of privateers at Martinico, and proposing a remedy.*

Mr. Jennings summoned.

Their lordships then took into consideration the several letters, memorialls and papers transmitted hither from the late Earl of Bellomont, when Governour of New York, relating to the exorbitant grants made by Colonel Fletcher, his predecessor, to several persons in that province ; as also the representations of this Board to his late Majesty King William thereupon, together with whatever else is lodged in this office touching the said grants, and went through the same. A list of the said papers are as follows, viz. :—

New York. *Letters, &c. from the late Earl of Bellomont relating to grants under consideration.*

Clause of a letter from the Earl of Bellomont, dated the 1st July, 1698.—New York. A. *fo.* 420.

The Attorney General of New York's memorial to the Earl of Bellomont about the method of granting land.—Bundle C. No. 52.

Copy of grants of large tracts of land by Colonel Fletcher.—*Ibid.* No. 53.

Copy of Colonel Fletcher's grant of the King's garden at New York to Mr. Heathcote, and of the King's farm to the English Church.—*Ibid.* No. 54.

Clause of a postscript of a letter from the Earl of Bellomont, dated 7th July, 1698.—New York. A. *fo.* 434.

Copy of Colonel Fletcher's grant of 50 miles of the Mohaques land to Mr. Pinhorn and others, dated 30th July, 1697.—Bundle C. No. 73.

Petition of the Recorder, Aldermen &c. of Albany to the Earl of Bellomont against Colonel Fletcher's grant of the Mohegan lands &c.—New York. Bundle C. No. 74.

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Copy of Colonel Schuyler's resignation of his share of the Mohaques land, granted to him by Colonel Fletcher, dated the 19th April, 1698.—*Ibid.* 75.

Copy of Derrick Wessell's resignation of his share of the Mohaques land, granted to him by Colonel Fletcher, dated the 17th of April, 1698.—New York. *Ibid.* 76.

Deposition of two Christian Mohaques, relating to Colonel Fletcher's grant of 50 miles of their land, that they did not sell or otherways alienate the same, dated the 31st May, 1690.—*Ibid.* 77.

The Earl of Bellomont's report about Colonel Fletcher's grant of 50 miles of the Mohaques land to Mr. Dellius, &c.—New York. A. *fo.* 474.

Representation to their Excellencies the Lords Justices, relating to the general state of New York, with an account of the extravagant grants of land made by Colonel Fletcher, without a reservation of competent quit rents to his Majesty, or any obligation on the grantees to sell them, and the ill consequences of such grants.—B. *fo.* 18.

Order of Councill to prepare a letter to be signed by the Lords Justices, and sent to the Earl of Bellomont for vacating the grants.—New York. B. *fo.* 43.

Representation with the draught of a letter for the Lords Justices' signature, directing the Earl of Bellomont to put in practice all methods allowed by law for the vacating such exorbitant grants.—*Ibid. fo.* 47, 48 and 50.

The said letter.—*Ibid. fo.* 50.

Certificate from the Surveyor General of New York of the grants of land made by Colonel Fletcher, together with a mapp of the province and further reflections on the same.—*Ibid. fo.* 275.

Order of Councill of the 16th of the last month, upon the foregoing representation.—*Ibid. fo.* 292.

The Act passed at New York for vacating some of the extravagant grants has enraged the grantees against the Earl of Bellomont, but he will not be discouraged from endeavouring to vacate the rest in the next Assembly.—*Ibid. fo.* 311.

A letter from Mr. Yard, by order of the Lords Justices, for an account of the lease of the farm to the Church.—B. *fo.* 338.

The angry party at New York design to raise a storm against the Earl of Bellomont for vacating that lease.—*Ibid. fo.* 350.

In order to furnish naval stores, the Earl of Bellomont represents the necessity of vacating the extravagant grants, which comprehend fully three-quarters of the government, and are given to disaffected persons.—*Ibid. fo.* 367.

The Councill of New York were equally divided about the Bill for vacating the grants, so that the Earl of Bellomont was obliged to give his casting vote; his reasons why the regulations ordered by the Lords Justices were not then inserted.—*Ibid. fo.* 384.

Account of the Earl of Bellomont's endeavours to vacate some of the grants by Act of Assembly.—B. *fo.* 395.

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The Act for vacating the grants has made the Earl of Bellomont enemy's, and Dellius is gone to England to hinder the confirmation of it.—*Ibid. fo.* 446.

He shall want the King's peremptory orders to vacate the rest, and desires the Act now sent may not be confirmed, if the rest are not to be broke, of which he sends an account.—*Ibid. fo.* 452.

He proposes the other grants to be vacated by Act of Parliament in England, and two shillings sixpence quit rent to be reserved on every hundred acres granted away for the future, with farther regulations.—C. *fo.* 14.

In a letter to the Earl of Bellomont, the Board command (*sic*) his lordship's zeal in vacating the grants, and desire him to pursue it in the next Assembly.—*Ibid. fo.* 150.

Letter from the Earl of Jersey, referring to the Board the consideration of the Bishop of London's letter about continuing the Church lease at New York.—C. *fo.* 196.

Mr. Montague's petition against the Act for vacating grants.—Bundle M. No. 2.

Mr. Solicitor General's report on the Act passed at New York for vacating the grants.—C. *fo.* 289.

Mr. Montague's memorial against confirming the said Act.—*Ibid. fo.* 348.

In the representation about naval stores, the Board report the Earl of Bellomont's reasons and proposals for vacating the extravagant grants, and regulating the conditions of all future grants, and of lands to be allowed in proportion to the former grantees.—*Ibid. fo.* 416.

But they forbear giving their opinion till they have received Mr. Champante's answer to the objections brought against that Act.—*Ibid. fo.* 430.

Mr. Champante's answer to the objections made by Mr. Montague.—Bundle Y. No. 65.

Mr. Champante's objections to Mr. Solicitor General's report (entred New York, C. *fo.* 289), relating to an Act past at New York in 1699, for vacating several grants of land &c.—*Ibid.* No. 66.

Allegations which ought to have been inserted in Mr. Solicitor General's report (entred New York, C. *fo.* 289) upon the Act past at New York in 1699 for vacating several grants of land &c.—Bundle Y. No. 67.

The Earl of Bellomont cannot begin the experiment for producing naval stores, till the Act for vacating the grants be approved; the King has not one acre of land nor one tree in the province.—D. *fo.* 19.

Letter from the Earl of Bellomont, dated the 24th of November, 1700.—D. *fo.* 148, 151, 167, 168.

Letter from the Earl of Bellomont, dated the 2nd January, 170$\frac{0}{1}$.—D. *fo.* 221.

Letter from the Earl of Bellomont, dated the 16th January, 170$\frac{0}{1}$.—*Ibid. fo.* 441.

Letter from the Lord Cornbury of the 30th June last, in answer to one writ him the 26th January, 170$\frac{2}{3}$, relating to some

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Acts past by the Earl of Bellomont and Captain Nanfan with his observations thereupon.—F. *fo.* 187, 191.

New York. *Acts.*

Then their lordships agreed to take the Acts passed in the General Assembly's of New York [*fo.* 268, 279], which have not yet been reported upon into consideration to-morrow morning.

Virginia. *Merchants summoned.*

Ordered that the merchants trading to Virginia and Maryland [*fo.* 282] have notice to attend the Board on Fryday morning next.

June 25. Present :—Earl of Stamford, Lord Herbert of Cherbury, Mr. Pulteney.

Trade. *Captain Jennings asked if he had delivered his memorial about Spanish trade to the Admiralty.*

Captain Richard Jennings attending [*fo.* 260, 280], and being asked if he had presented his memorial to his royal Highness's Councill, of which he gave in a copy to this Board the 13th instant, he said that he had not yet done it, but intended to present the same to-morrow morning. And being further asked how many men of war he thought would be necessary for protecting the Leeward Islands and our trade in those parts [*fo.* 269, 282], he replied that tho fourth and two fifth rate ships of war would be sufficient with what small craft could be fitted out in the West Indies for that service in like manner as had been proposed by Mr. Crabb in his memorial, which was read yesterday.

Leeward Islands. *He is further asked how many men of war will be necessary to protect the Leeward Islands.*

Jamaica. Barbadoes. Leeward Islands. Bermuda. *Draughts of letters to the Governors.*

The draughts of letters to the Governours of Jamaica, Barbadoes, Leeward Islands and Bermuda [*fo.* 279], were agreed and ordered to be transcribed.

New York. *Act about vacating grants under consideration,*

Their lordships then took into consideration an *Act* past by the Earl of Bellomont at New York in March, $169\frac{8}{9}$, entituled *An Act for the vacating, breaking and annulling several extravagant grants of land made by Colonel Fletcher, the late Governour of this province under his Majesty* [*fo.* 295]; as also another Act past there by the Lord Cornbury in November, 1702, entituled *An Act for the repealing several Acts of Assembly, and declaring other ordinances publish'd, as Acts of Assembly to be void* [*fo.* 277, 290], and went through the same and gave directions for preparing a representation thereupon.

as also an Act for repealing several Acts.

June 26. Present :—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Jamaica. Barbadoes. Leeward Islands. Bermuda. *Letters to the Governors.*

The letters to the Governors of Jamaica, Barbadoes, the Leeward Islands and Bermuda [*fo.* 278], agreed at the last meeting, were signed.

Bermuda. *Draught of representation on Acts.*

A representation upon several Acts passed at Bermuda [*fo.* 267, 284], between the year 1690 and the year 1704, was agreed and ordered to be transcribed.

Trade. *Captain Jennings about his memorial to the Admiralty touching Spanish trade.*

Captain Jennings attending [*fo.* 278, 285], acquainted their lordships that he had presented his proposals to his Royal Highness the Lord High Admiral's Councill; as to the first part of the said proposal, relating to the intercepting the galleons, he said they thought it impracticable for the following reasons, viz. :—

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Admiralty's reasons against his proposal.

That if our ships of war lay in any of the ports or bays in Cuba the galleons would not stir out of the Havana; that, if our ships lay amongst the Bahama Islands, there was no port or harbour to secure them from the north-west winds, so that in case those winds should blow they would infallibly be lost upon the shoals, and that if we should lie behind the Bahama Island near the streights of Florida, our ships would by the current and southerly winds be drove so far to the northwards, that the galleons might easily pass through the streights without being perceived.

Unto which Captain Jennings said he had replied that if the galleons did not stir out of the Havana whilst our ships lay at Cuba, we should, however, gain our point in preventing the mony being carried to France; that 'tis true the north-west winds (which are, however, very rare) would be dangerous to our ships lying amongst the Bahamas; but however that was no part of his proposal; that as to our ships being drove from behind the Bahamas to the northward by the southerly winds, that difficulty would easily be obviated; for the streight of Florida is not above 50 leagues over, and our ships lying at a convenient distance from one another at the mouth thereof, though they should be blown a little to the northwards, yet by having two or three sloops plying in the streights they might have notice of the galleons coming, and so prepare themselves to follow them in their course to Europe, and the galleons being bad sailors they may easily be overtaken. Then, being desired, he promised to put the foresaid objections with his answers thereunto in writing.

Leeward Islands.

The Admiralty referr him to this Board about Martinico privateers.

As to his proposal for destroying the French privateers at Martinique [*fo.* 278], he said that the Prince's Council advised him to make his applications to this Board.

June 27. Present:—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Mr. Pulteney.

Virginia.

Merchants at the Board. Draught of representation relating to the tobacco trade communicated to them.

The Virginia merchants attending according to appointment [*fo.* 277], the draught of a representation relating to the discouragement they met with in the tobacco trade in this kingdom, in regard to foreign exports to Muscovy, Sweden, Denmark, France &c., was communicated to them [*fo.* 288], with which they were well satisfied and had nothing to add to it, and thanked their lordships for their care therein.

Their memorial relating to a convoy for a fleet of transports.

Then Mr. Arthur Baily and the rest presented to the Board a memorial relating to a convoy for a fleet of transports and other ships bound for Lisbon and from thence to Virginia, which was read, and upon consideration thereof when the gentlemen were gone, their lordships having a difficulty on that part of the said memorial which relates to the 10 or 15 sail of ships that are to be at Portsmouth the 2nd of August next; ordered that a letter be writ to Mr. Baily to explain that part of the said memorial [*fo.* 284], for that it does not appear whether the said ships are to go to Lisbon with or without convoy.

Letter to Mr. Baily to explain his memorial.

Virginia.

Mr. Linton summon'd.

Ordered that Mr. Linton have notice to attend the Board on Tuesday morning next [*fo.* 287].

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Leeward Islands.
A second memorial from Mr. Crabb about men of war to be sent.

A memorial from Mr. Lawrence Crabb [*fo.* 268], setting forth that if it shall be found requisite to send two fourth and two fifth rate men-of-war to the Leeward Islands for protecting the said Islands, and scouring the seas in those parts so much infested by the French privateers from Martinico, as proposed by his memorial read the 24th instant, that then letters may be sent to Colonel Park to inform him thereof, to the end that government may have time to prepare and fit out privateers to be ready to join the said men of war at their arrival, and forthwith to go with them in quest of the said French privateers, was read; and thereupon their lordships agreed to take the said memorial into consideration at the same time with the report [*fo.* 296] to be made upon the above-mentioned proposal of the said Crabb as also upon that of Captain Jennings.

And notice thereof to be sent to Colonel Park.

The said memorial to be considered.

Bermuda.
Representation on Acts.

A representation as agreed at the last meeting [*fo.* 280; M. *fo.* 69] upon several Acts past in Bermuda between the years 1690 and 1700, together with a letter to the Earl of Sunderland inclosing the same, were signed.

June 30. Present:—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Virginia.
Letter from Mr. Baily explaining his letter about convoy.

A letter from Mr. Arthur Baily [*fo.* 283], in answer to one writ him the 27th instant, signifying that the transport ships bound from Portsmouth to Lisbon are to have a convoy thither, but no further, and praying that a convoy may be ready at their arrival there, to proceed with the said ships from thence to Virginia, was read; and thereupon ordered that he be acquainted that, that matter immediately concerning the Admiralty, he ought to make application for the said convoy to his Royal Highness the Lord High Admiral.

Trade.
Letter from Mr. Crispe about books belonging to the Council of Trade to be disposed of.

A letter from Mr. Crispe of this day's date to the secretary, giving an account that there are several originial books and papers relating to the royal fishery, as also books and minutes of the Council of Trade from the year 1660 to 1668 to be disposed of upon a consideration given to the party who shal produce the same, was read, and directions given for writing an answer thereunto, desiring to know particularly what those books are, and how and where they may be seen, that some one from their lordships may inspect the same, in order to a valuation thereof.

Answer thereto.

Trade.
Leeward Islands.
Memorial from Mr. Jennings about taking Spanish galleons.
With Sir David Mitchel's objections thereunto, and Captain Jenning's answer, &c.
Colonel Jory summoned.

A memorial from Captain Jennings containing proposals to his Royal Highness the Lord High Admiral's Councill, for intercepting and taking the Spanish galleons [*fo.* 280] as they return from the Havana to Spain (being the same with those delivered to this Board the 13th instant), together with Sir David Mitchell's objections thereunto and Captain Jenning's answer to the said objections, were read; and thereupon ordered that Colonel Jory [*fo.* 298] have notice to attend the Board, with any other merchants and masters of ships trading to the Leeward Islands, on Thursday morning next.

Pensylvania.
Memorial from Mr. Wilcox against an Act relating to qualifications of magistrates.

Mr. George Wilcox presented to the Board a memorial against an Act passed in Pennsylvania, entituled *An Act for directing the qualifications of all magistrates and officers* [*fo.* 26, 293, 335], as also the manner of giving evidence, praying their lordships to take

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the same into their consideration, which was read, whereupon he was acquainted that there was no exemplification of the said Act under the seal of that province in this office; and he being withdrawn, their lordships ordered that Mr. Penn have notice to attend the Board on Wednesday morning next. Then their lordships read the several papers in this office relating to the said Act, which papers are marked Pennsylvania, Bundle O, No. 66, 67, 68, 77, 78, 81, 82 and 84.

Mr. Penn summoned.

July 1. Present:—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney.

Mr. Linton attending [*fo.* 263, 283], he presented to their lordships a memorial containing some observations upon the tobacco trade, which was read, and being asked how he made the computation in his former memorial of the tobacco consumed on board her Majesty's Navy, he said that there is forty thousand seamen allowed for the navy. That he reckons 30,000 of them may smoke tobacco, and supposing that each man smokes one pound of tobacco in a month, it will come to 390,000 pound of tobacco in a year, which if it be foreign tobacco, or tobacco that has received the drawback, the Queen loses 5¾*d.* per pound, which upon the whole amounts to 9,343*l.* 15*s.* [0*d.*]. But supposing that but one-half thereof be foreign tobacco, or such as has received the drawback, then her Majesty will lose 4,671*l.* 17*s.* 6*d.*, as is set forth in his foresaid memorial.

Virginia.
Mr. Linton about tobacco trade.

A representation relating to the present state of the tobacco trade [*fo.* 282; M. *fo.* 74], and the difficulties it labours under, together with a letter inclosing the same to the Earl of Sunderland, were signed.

Representation and letter to the Earl of Sunderland about tobacco trade.

A letter from Mr. Trisillian, dated the 26th, in answer to one writ him the 14th of the last month, promising to send to their lordships his treatise relating to the pilchard and herring fishery by the first opportunity, was read; and thereupon ordered that a letter be writ to him [*fo.* 312, 407], desiring him that, if in a fortnight's time he had not an opportunity to send it up by a private conveyance, he then do it by the post.

Trade.
Letter from Mr. Trisillian relating to his treatise on the herring fishery.

An Order of the Councill of the 17th of April last [*fo.* 115, 325], upon a representation of the 27th of March foregoing, for repealing an Act past in Virginia concerning the granting, seating and planting of land &c., was this day brought to the Board and read; and thereupon ordered that the same be sent to Colonel Hunter now at Portsmouth.

Virginia.
Order of Council repealing an Act concerning the granting, seating and planting of lands, sent to Colonel Hunter.

He further presented to their lordships a copy of Mr. Serjeant Broderick's answer to, and opinion upon, several queries relating to the setting up English manufactures in foreign parts &c., which was read [*fo.* 2].

Virginia. Plantations General.
Serjeant Broderick's opinion about setling foreign manufactories.

July 2. Present:—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

A letter from Colonel Seymour, Governor of Maryland, dated the 6th of March last, was read, as also the papers therein referred to, which are as follows, viz.:—

Maryland.
Letter from Colonel Seymour

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Papers of publick proceedings.

Representation of the Council of Maryland, in answer to several complaints made by Sir Thomas Lawrence against the Governor.

Deposition of Mr. Bladen, relating to a complaint of Sir Thomas Lawrence against Colonel Seymour, Governor of Maryland.

Certificate of Mr. Bordley that he finds no order of government in Maryland, relating to the claim of Sir Thomas Lawrence or Mr. Carroll to the perquisites of the Land Office.

Pensilvania.
Letter from Mr. Penn in answer to queries.
Mr. Penn summoned.

A letter from Mr. Penn, in answer to one writ him the 12th of May [*fo.* 155], with several queries relating to his surrender of Pennsylvania to her Majesty, was read; and thereupon ordered that he have notice to attend the Board to-morrow morning.

New York.
Acts under consideration.

Then their lordships proceeded in the consideration of the Acts past at New York in August and October, 1701 [*fo.* 279, 297], and read the same.

Mr. Champante summoned.

Ordered that Mr. Champante have notice to attend the Board on Fryday morning next.

July 3. Present:—Earl of Stamford, Lord Herbert of Cherbury, Mr. Pulteney.

Leeward Islands.
Memorial from Captain Ekins offering to command a man of war against Martinico privateers.

Captain Ekins presented to their lordships a memorial offering his service to command a fourth rate man-of-war in an expedition against the privateers of Martinico and Guardaloup, which was read; whereupon he was acquainted that there was a proposal before their lordships for such an expedition, but that their lordships did not recommend any persons to such employments.

Mr. Duport about men of war to be sent to the Leeward Islands.

Mr. Stephen Duport attending, and being asked what number of ships he thought might be necessary for such an expedition, he said that six ships would be sufficient; but if the government could spare but four, then he was of opinion that those ships ought to consist of one of sixty guns, two of fifty and one of forty, to be joined by three or four sloops to be fitted out from Barbadoes and the Leeward Islands, and that the commander of them ought to be an honest man, and one that will be zealous in the service, and that the said ships ought to be nimble sailors, and not confined to any certain station. But that the commander be left at liberty to cruize where he should see it necessary, and he doubted not but that in two years' time there would not be one of the said privateers left to molest our trade, which at present is at so low an ebb. By the last packet he had advice that the islands were almost starving for want of provisions from the continent of America, the French taking all or most of the ships that come from thence, so that few or none will venture.

Mr. Duport's opinion about intercepting the galleons.

And being asked what he thought would be the best way to intercept the galleons in America, he said that if our ships lay in the Bay of Hunda, or the Bay Matancas on Cuba, the galleons would not venture out of the Havanas, so that by that means we should prevent their coming into the French King's hands; and he was of opinion that the properest place for our ships to lye in expectation of the galleons was on the east side of Abaco, one of the Bahama Islands, where they would not be perceived by the Spaniards; and by having two or three sloops in the streights of

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Florida, which might upon the galleons' first appearance come through the passage between Providence and Abaco, and give our ships notice thereof, so that they might easily go round the great Bahama bank, and meet the said galleons coming out of the said streights.

Representation to be prepared relating to privateers at Martinico.

Mr. Dupont being withdrawn, their lordships gave directions for preparing a representation relating to the privateers of Martinico.

Bahamas.
Letter from Mr. Graves about Mr. Holden's character.

A letter from Mr. John Graves [*fo.* 256, 339], signifying that he had heard that Mr. Archdale, one of the proprietors of Carolina, had given a bad character of Mr. Holden, nominated by the proprietors of the Bahama Islands to be their Governor, was read; and thereupon ordered that a letter be writ to Mr. Archdale [*v. infra*] to acquaint him that their lordships desire to speak with him to-morrow morning.

Pensylvania.
Mr. Pen about Act relating to magistrates.

Mr. Penn attending, and being asked if he had the Act lately passed in Pennsylvania for qualification of magistrates &c. [*fo.* 286, 307], he said that he beleived he had it, and if so would send it their lordships the beginning of the next week.

July 4. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Bahamas.
Mr. Archdale about character of Mr. Holden.

Mr. Archdale attending [*v. supra*], as directed in yesterday's minutes, and being asked what he knew of the character of Mr. Holden, nominated by the proprietors of the Bahama Islands for their Governor, he said that about twenty years ago, when he went over to Carolina, he found him in prison in North Carolina, but that, as he understood, it was upon the following occasion. Mr. Holden being collector of the customs, and the people of that province very poor, they had risen up against him upon his demanding the duties upon their goods, and had thereupon put him in prison; and he added that he knew nothing ill of the said Holden.

His opinion about settlement of Providence.

And being asked his opinion about the settlement of Providence, one of the Bahama Islands, he said that considering the condition of the fort, which was almost destroyed by the Spaniards, and the want of inhabitants and planters, he did not think it possible, nor prudent, to attempt to make any settlement at present; that in order to make a settlement there should be sent over one hundred soldiers with ordnance, arms, ammunition &c., and such a number of workmen as will be necessary for repairing the said fort before the French and Spaniards can have notice thereof; but he added that he did not beleive that the proprietors would be at any charge upon that account.

New York.
Mr. Champante about Act for vacating grants.

His answer.

Mr. Champante attending, as he had been desired, and being asked whether, upon passing of the Earl of Bellomont's Act for vacating several of Colonel Fletcher's exorbitant grants at New York [*fo.* 279, 312], the Mohaques had been put into possession of their lands granted to Mr. Dellius and others, he said that he did not doubt but they had, because that none of the grantees had made any settlements thereon.

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And other Acts repealed.

Then being acquainted that by an Act passed by the Lord Cornbury in November, 1702, all the Acts passed by Captain Nanfan in 1701 were repealed, for that the Assembly in which they were passed was said to have been an illegal Assembly, and being asked what he knew of that matter, he said he would inform himself and give their lordships an account thereof. But however that be, he said that the Assembly in 1702, which repealed the Acts of the former, was not properly the choice of the people, for, a few days before the election, all the soldiers at New York were made free, and march'd, with their captain at the head, to vote at the said elections. Then he promised their lordships to look over his papers, and to inform himself otherwise, and in a few days to give their lordships a further account of that matter.

His answer.

Leeward Islands.
Draught of representation relating to the privateers at Martinico.

The draught of a representation [*fo.* 284; *v. infra*], proposing a method for suppressing the privateers of Martinico and Guardaloupa, was agreed and ordered to be transcribed.

July 7. Present:—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Leeward Islands.
Representation for suppressing French privateers. Letter to Earl of Sunderland inclosing the same.

A representation relating to the suppressing of the privateers of Martinico and Guardaloupa [*v. supra*, 321], as agreed at the last meeting, together with a letter inclosing the same to the Earl of Sunderland, were signed.

Trade.
Letter from Mr. Crisp about some books belonging to this office. Answer.

A letter from Mr. Henry Crisp, inclosing a list of the books belonging to the Council of Trade in 1660, which he proposes, for a consideration, to deliver to this Board, was read; and thereupon ordered that the secretary write to the said Crisp that their lordships cannot set a value upon the said books without seeing the same, and therefore, if he will let their lordships see the said books, he shal have them again, in case they do not agree upon a price.

Nevis. St. Christophers.
Copy of Order of Council for two new Lieutenant Governors.

The copy of an Order of Council of the 23rd of the last month, upon a representation of the 11th December last [*fo.* 11, 301], proposing Colonel Hamilton to be Lieutenant Governor of Nevis, and Colonel Lambert to be Lieutenant Governor of St. Christopher's [*fo.* 299], approving the said representation, was read.

Copy of Order of Council for Colonel Smith to be Lieutenant Governor on the first vacancy.

The copy of an Order of Council of the same date, upon the same representation, directing that Colonel Smith be Lieutenant Governor of the first island where there shall be a vacancy, was read.

New York.
Acts under consideration.

Their lordships then proceeded in the consideration of the New York laws [*fo.* 290, 298], and read those past in November, 1702.

July 8. Present:—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Trade.
Letter to the Earl of Sunderland. with Captain Jennings' memorial.

A letter to the Earl of Sunderland, inclosing a memorial from Captain Jennings relating to the Spanish galleons, was signed.

New York.
Acts under consideration.

Their lordships proceeded further in the consideration of the New York Acts [*fo.* 297, 301], and read those past in June, 1703, and June, 1704.

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Jamaica.
Order of Council on the petition of Mr. Barrow praying to practice the law.

An Order of Council of the 23rd of the last month [*fo.* 302, 308], upon the petition of Thomas Barrow, late Attorney General in Jamaica, praying he may be permitted to practice the law there, and referring the same to this Board, was read; and thereupon ordered that all the papers in this office relating to the said Barrow be looked out and laid before their lordships to-morrow morning.

Leeward Islands.
Letter from the Earl of Sunderland, enclosing Mr. Attorney General's objections against the Commissioners for enquiring into losses.

Colonel Jory attending [*fo.* 286, 300], presented to the Board a letter from the Earl of Sunderland enclosing Mr. Attorney General's objections [*fo.* 302] that the persons named to be Commissioners for enquiring into the losses of the islands of Nevis and St. Christopher's, being all sufferers, they may be byass'd to make too large a representation of their losses, referring the consideration thereof to the Board, was read, and Colonel Jory being asked what he had to offer for obviating the said objection, he said that there were very few either in the island of Nevis or St. Christopher's but what are losers; and he promised to consider further of this matter, and bring his thoughts thereupon to their lordships in writing.

Leeward Islands.
Mr. Duport summoned.

Ordered that Mr. Duport [*fo.* 300] have notice to attend the Board to-morrow morning.

July 9. Present :—Earl of Stamford, Lord Herbert of Cherbury, Mr. Pulteney.

St. Christophers.
Copy of Colonel Lambert's commission to be Lieutenant Governor.

Copy of her Majesty's commission to Michael Lambert, esquire [*fo.* 297], constituting and appointing him Lieutenant Governor of her Majesty's island of St. Christopher's, dated the 5th of July, 1707, was read.

New York.
Copy of an order of Council for a new counsellor.

Copy of an Order of Council of the 20th of March last [*fo.* 99], upon a representation of the 13th ditto, proposing Colonel William Peartree to be a member of her Majesty's Council in New York, approving the same, was read.

New Hampshire.
Copy of an order of Council for a new counsellor.

Copy of a second Order of the same date with the foregoing, upon a representation of the 3rd ditto [*fo.* 93], proposing Winthrop Hilton, esquire, to be a member of her Majesty's Council in New Hampshire, approving the said representation, was read.

New Hampshire.
Copy of an Order of Council for a new counsellor.

Copy of a third Order of Councill of the same date with the foregoing, upon a representation of the 3rd ditto [*fo.* 93], proposing Joseph Smith to be a member of her Majesty's Councill in New Hampshire, approving the same, was read.

Leeward Islands.
Colonel Jory, Mr. Duport with list of persons' names to be commissioners to examine the 16 commissioners.

Colonel Jory attending with Mr. Duport [*fo.* 298, 299], he presented to their lordships a list of the names of ten persons, viz. :—Colonel Edward Byam, Barry Tankard, George Gamble, Henry Sims, Valentine Morris, inhabitants of the island of Antego (the three first being members of her Majesty's Council there), Colonel Anthony Hodges, Colonel William Fry, George Mileward, William Gerrish and Joseph Sims, inhabitants of the island of Mountserrat, the three first being likewise members of her Majesty's Council in that island, and proposing the said ten gentlemen or any three of them, being disinterressed, as persons proper to be appointed Commissioners to examine upon oath the sixteen Commissioners already named for the islands of Nevis and St. Christopher's, relating to their particular losses, was read. Whereupon their lordships

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agreed to write a letter to the Earl of Sunderland thereupon to-morrow morning.

New York. *Acts.*

Then their lordships proceeded further in the consideration of the Acts of New York [*fo.* 298, 306], and read those past the ———, which are marked No. 18.

July 10. Present :—Earl of Stamford, Lord Herbert of Cherbury, Mr. Pulteney.

Nevis. *Copy of a commission for Colonel Hamilton to be Lieutenant Governor.*

Copy of her Majesty's commission to Walter Hamilton, esquire [*fo.* 297], constituting and appointing him Lieutenant Governor of her Majesty's island of Nevis, dated the 5th of July, was read.

Jamaica. *Letter from the Earl of Sunderland for copy of an Act about Cary Bodle.*

A letter from the Earl of Sunderland of the 8th instant [*fo.* 302], desiring a copy of an *Act* past in Jamaica the 15th of August, 1705, entituled *An Act to enable Cary Bodle and others to sell lands for the payment of debts and legacies and for the improvement of the estate of the said Cary Bodle*, was read, and a letter to the Earl of Sunderland inclosing a copy of the said Act, was signed.

Answer.

Leeward Islands. *Letter to the Earl of Sunderland about Commissioners for examining into losses.*

A letter to the Earl of Sunderland, in answer to one from his lordship of the 8th instant [*fo.* 298], enclosing Mr. Attorney General's objection to the Commissioners named for Nevis and St. Christopher's, for examining into the losses sustained by those islands &c., was signed.

Jamaica. *Order of Council on Mr. Barrow's petition under consideration.*

Upon consideration of the Order of Council of the 23rd day of June last [*fo.* 298], referring to this Board the petition of Thomas Barrow, formerly Attorney General in Jamaica to her Majesty, setting forth that he is forbidden by Colonel Handasyd to practice the law in that island, and praying that he may be permitted to practice the same there; ordered that letters be written to Sir Gilbert Heathcote, Sir Bartholomew Gracedieu, and Captain Gardner [*fo.* 304, 305], to desire to speak with them, or any else that may know anything of the said Barrow, to-morrow morning.

Agents summoned.

Barbadoes. *Acts.*

Then their lordships took into consideration several Barbados Acts, and read those past in June, July, August and November, 1705.

July 11. Present :—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Miscellanies. *Accounts of incidents.*

The secretaries account of petty expences from Lady Day, 1707, to Midsummer last, amounting to fifteen pounds nine shillings eight pence.

The stationer's account for the same time, amounting to thirty-seven pounds nine shillings sixpence.

The post officer's account for the same time, amounting to forty-nine pounds seventeen shillings and threepence.

Letter to the Lord Treasurer enclosing them.

The wood monger's account for wood and coles, amounting to thirty-four pounds five shillings threepence, were laid before the Board, and a letter to the Lord Treasurer, enclosing the said accounts, and desiring payment thereof, was signed.

Antego. *Letter from Mr. Cox recommending Mr. Crab to be of the Council.*

A letter from Mr. Charles Cox (member of Parliament for Southwark), recommending Mr. Lawrence Crabb of Antego [*v. infra*] as a person fitly qualified to be of the Councill of that island, was

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read, and their lordships finding upon examination that there were two vacancies in the said Council, the one by the death of Henry Perne and the other by the absence of Charles Mathews, now in England, and who does not intend to return, and their lordships having otherwise a good character of the said Lawrence Crabb [*v. supra*], a representation proposing that he be constituted a member of the Council of Antegoa, was drawn up and signed.

Representation thereupon.

Captain Gardner attending [*fo.* 302], and being acquainted with the petition of Thomas Barrow, complaining that he had been prohibited the practice of the law in Jamaica by Colonel Handasyd, the Governor, and being asked if he knew anything of that matter, he said that he had had an account thereof, but that he did not doubt but Colonel Handasyd was able to justify his proceedings therein, if their lordships thought fit to send to him for his answer.

Jamaica. *Captain Gardner on petition of Mr. Barrow.*

Sir Gilbert Heathcote and Colonel Laws attending [*fo.* 302], and being acquainted with the same matter, they said that they know not what reason Colonel Handasyd had for prohibiting the said Barrow the practice of the law, that they (and particularly Colonel Laws, who had been several times chief justice of Jamaica) had known the said Barrow 25 years, that they had never heard any ill of him, that he always had the character of a fair and very honest man, that there was a like case as his in the time of Sir Thomas Linch's government, but that upon application to the King, the person was restored to his practice in that island.

Sir Gilbert Heathcote and Mr. Laws on the same subject.

Mr. Clement presented to their lordships a letter from the Earl of Sunderland referring to the Board the petition of Richard Budge [*fo.* 76, 327], complaining of great hardships laid upon him by the Lord Cornbury, Governor of New York, in relation to a ship illegally seized and condemn'd in New Jersey, which was read, and Mr. Clement was thereupon directed to produce to their lordships all the papers referr'd to in the said petition, which he promised to do accordingly.

New Jersey. *Letter from the Earl of Sunderland. referring the petition of Mr. Budge complaining of the Lord Cornbury.*

Ordered that the Act entituled *An Act granting sundry priviledges and powers to the rector and inhabitants of the city of New York of the communion of the Church of England as by law establish'd* [*fo.* 301], be sent to Mr. Sollicitor General for his opinion therein in point of law.

New York. *Act granting priviledges to the rector of New York, &c., sent to Mr. Solicitor General.*

July 15. Present :—Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

A letter from Colonel Sharpe, President of the Council of Barbadoes, dated the 8th of May last, was read, and the papers therein referred to laid before the Board and are as follows, viz. :—

Barbadoes. *Letter from Colonel Sharp.*

Colonel Sharpe, President of the Council of Barbadoes, speech to the Assembly made the 1st of April last, with the Assembly's answer thereunto.

Papers of public proceedings.

An Act to ascertain the payment of such bills as have been issued pursuant to a late Act of this island, entituled *An Act to supply the want of cash and to establish a method of credit for persons having real estates in this island,* past 25th of April, 1707.

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Virginia.
Letter from Earl of Sunderland about salary desired by Colonel Hunter.

A letter from the Earl of Sunderland of the 11th instant, desiring the Board's opinion upon the application of Colonel Hunter, Governor of Virginia [*fo.* 308], to receive one moiety of the salary from the death of Colonel Nott, late Governor of that colony, was read, and directions given for preparing an answer thereunto.

Pensylvania.
Act about magistrates.

Mr. Pen and Mr. Wilcox to attend.

Mr. Penn having transmitted to this Board an Act under the seal of Pennsylvania, entituled *An Act directing the qualifications of all magistrates and officers, as also the manner of giving evidence* [*fo.* 293], their lordships read the same, whereupon ordered that Mr. Penn and Mr. Wilcox [*fo.* 310] have notice to attend on Fryday morning next.

July 16. Present :—Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Virginia.
Letter to the Earl of Sunderland about Colonel Hunter's salary.

A letter to the Earl of Sunderland, in answer to his of the 11th instant, relating to Colonel Hunter's receiving half of the salary of the Governor of Virginia [*fo.* 307], from the death of Colonel Nott, the preceding Governor, as directed at the last meeting, was laid before the Board and signed.

Jamaica.
Mr. Barrow about being re-admitted to practice the law.

Mr. Barrow attending, his petition, read at the Board the 8th instant [*fo.* 298], was again read ; and Mr. Barrow being asked several questions, he said that upon his return to Jamaica in December last, he went to wait upon the Governor in order to have his leave to practise as an attorney in the courts there, but that the Governor would not see him. That soon after Commodore Kerr fee'd him in a cause he had depending, upon which he sent notice thereof to the Governor, who return'd answer that he might plead in this cause, but should not in any other; that he was fee'd in several other causes, but did not go into the courts for fear of the Governor's resentment. He produced an affidavit of Mr. Castelman in vindication of his character from Bermuda, which was read. Then Mr. Barrow being withdrawn, their lordships gave directions for preparing a representation [*fo.* 312], offering to her Majesty their opinion that the said Barrow be restored to the practice of the law at Jamaica.

Representation to be drawn thereupon.

Barbadoes.
Merchants summoned about an Act relating to regulation of paper credit.

Ordered that the Barbadoes merchants have notice to attend the Board on Friday morning next [*fo.* 306, 310], in order to consider the Act mentioned in yesterday's minutes, entituled *An Act to ascertain the payment of such bills as have been issued, pursuant to a late Act of this island, entituled An Act to supply the want of cash, and to establish a method of credit for persons having real estates in this island.*

July 18. Present :—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Pensylvania.
Mr. Penn and Mr. Wilcox about Act relating to magistrates.

Mr. Penn and Mr. Wilcox attending [*fo.* 307], Mr. Attorney General's objections to the last clause of the Pennsylvania Act, *for the qualification of magistrates &c.*, allowing depositions of persons sick or going out of the province, taken in any matter or cause to be good evidence, was read; with which objection Mr. Penn agreed, and Mr. Wilcox desiring that his reasons against the other parts of the said Act, presented to the Board the sixth of November

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last, might also be read, Mr. Penn said that those reasons had not been communicated to him, and therefore prayed to have a copy thereof, that he might give their lordships his answer in writing, which was ordered accordingly.

Barbadoes.
Merchants about Act for remedying the paper credit.

Mr. Heysham, with several other Barbadoes merchants attending [*fo.* 309, 311] according to order, the Act lately received from Barbadoes, entituled *An Act to ascertain the payment of such bills as have been issued pursuant to a late Act of this island, entituled An Act to supply the want of cash, and to establish a method of credit for persons having real estates in this island*, past the 25th of April, 1707, was read. Whereupon these gentlemen said that they were very well satisfied with the Act, and thought the method therein laid down the only means to remedy the inconveniencies arisen by the Paper Act, and therefore they pray'd it might forthwith be laid before her Majesty for her royal approbation.

They are satisfied with the Act.

And pray it may be approved.

July 21. Present :—Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Barbadoes.
Representation upon an Act. Paper credit. Letter to the Earl of Sunderland. inclosing the same.

A representation upon *An Act* past in Barbadoes the 25th of April last [*fo.* 310, 321], *for ascertaining the payment of such bills as have been issued pursuant to a late Act of that island, intituled An Act to supply the want of cash and to establish a method of credit for persons having real estates in this island*, together with a letter inclosing the same to the Earl of Sunderland, were signed.

Jamaica.
Representation on the petition of Mr. Barrow praying he may be permitted to practice the law. Letter to the Earl of Sunderland. inclosing the same.

A representation upon the petition of Thomas Barrow [*fo.* 309, 340], relating to his being prohibited the practice of the law by the Governor of Jamaica, and referr'd to this Board by her Majesty's Order in Council of the 23rd of the last month, together with a letter inclosing the same to the Earl of Sunderland, were signed.

Trade.
Letter from Mr. Tresilian about his treatise of the fishery. Answer.

A letter from Mr. Tresilian, dated the 14th [*fo.* 288], in answer to one writ him the 1st instant, desiring that he might have ten pounds for his treatise relating to the pilchard and herring fishery, was read, and thereupon ordered that he be acquainted that if upon perusal of his said book it be found to be of use, their lordships will do what in them lies for his encouragement.

New York.
Draught of a representation for confirming an Act and for repealing another.

The draught of a representation for confirming *An Act* past at New York in March, 1698 [*fo.* 295, 318], *for vacating, breaking and annulling several exorbitant grants of land*, and for repealing another Act past at New York in November, 1702, intituled *An Act for the repealing several Acts of Assembly, and declaring other ordinances published as Acts of Assembly to be void*, was agreed and ordered to be transcribed.

July 23. Present :—Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Leeward Islands.
Letter from the Earl of Sunderland about secretaries to the Commissioners for enquiring into losses.

A letter from the Earl of Sunderland of yesterday's date [*fo.* 314], signifying that her Majesty thought fit that there be a secretary to each of the commissions for enquiring into the losses of Nevis and St. Christopher's, and desiring the Board to think of proper persons to discharge that trust and of suitable salaries for them,

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was read; whereupon their lordships agreed to propose that Mr. Estwick, one of the clerks of this office, be one of the said secretaries, he procuring a sufficient person to be approved of by the secretary of this Board to execute his place during his absence; and that Mr. Christopher Rhodes, who is now going over to the Leeward Islands, be the other, and that it may be reasonable to allow each of the said secretaries 250*l.* for themselves and clerks, and that one hundred pound, part thereof, be advanced them before their going over.

July 24. Present:—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Leeward Islands.
Mr. Rhodes and Mr. Estwick appointed secretaries.

Mr. Rhodes and Mr. Estwick attending, they were acquainted with the Earl of Sunderland's letter of the 22nd instant, and with their lordships' minute made yesterday upon the reading thereof; whereupon these gentlemen thankfully accepting their lordships' favour, a letter to the Earl of Sunderland [*fo.* 313], proposing that Mr. Rhodes be secretary to the Nevis Commissioners, and Mr. Estwick to those of St. Christopher's, and that they have 250*l.* each, as a reward for this service, was signed.

July 28. Present:—Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Jamaica.
Mr. Attorny's report on Act about Cary Bodle.

Copy of Mr. Attorney General's report upon *An Act past in Jamaica to enable Cary Bodle and others to sell lands for the payment of debts and legacies, and for the improvement of the estate of the said Cary Bodle* [*v. infra*], was read.

Jamaica.
Order of Council confirming Acts.

An Order of Council of the 21st instant, upon a representation of the 9th of the last month [*fo.* 214, 316], for confirming several Acts past in Jamaica, approving the same, was read.

Order of Council repealing an Act about Cary Bodle.

A second Order of Council of the same date, upon the same representation, for repealing one of the foresaid Acts entituled *An Act to enable Cary Bodle to sell lands for the payment of debts and legacies, and for the improvement of the estate of the said Cary Bodle* [*v. supra*], was read.

Order of Council on Act about additional subsistence directing a letter for the Queen's signature thereupon.

A third Order of Council of the same date [*fo.* 315, 388], upon that part of the same representation proposing that the *Act past* in Jamaica, *for providing an additional subsistance for her Majesty's officers and soldiers* may continue till nearer the term of its expiration &c., approving the same, and directing that this Board do prepare the draught of a letter for her Majesty's royal signature to the Governor of Jamaica [*v. infra*], to move the Assembly that they do not in any future Act lay hardships upon the soldiers there, was read.

Jamaica.
Letter to Earl of Sunderland with draught of a letter for the Queen's signature relating to the Act about soldiers.

A letter to the Earl of Sunderland, enclosing the draught of a letter for her Majesty's signature to Colonel Handasyd, Governor of Jamaica [*v. supra*], relating to an Act for providing an additional subsistence for her Majesty's officers and soldiers there (as directed by the foregoing Order of Councill), was signed.

Miscellanies.
Memorial from the clerks about salaries.

A memorial from the clerks and other officers in the service of this Board, setting forth the hardships they lye under for the want of their salaries, and praying their lordships' assistance therein,

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was read; and thereupon a letter to the Lord Treasurer, enclosing a copy of the said memorial, was drawn up and signed.

Letter to Lord Treasurer thereupon.

A letter from Mr. Bridger, surveyor of the woods in America, proposing deputies for his assistance in surveying the said woods, and desiring an additional allowance for his travelling charges &c., dated at Boston the 5th of January last, was read; and thereupon ordered that a copy of the said letter be sent to Mr. Lowndes to be laid before my Lord Treasurer.

New England. *Letter from Mr. Bridger*

sent to Mr. Lowndes.

A letter from Colonel Dudley, Governor of the Massachusets Bay, dated the first of January, $170\frac{6}{7}$, was read.

Letter from Colonel Dudley.

Another letter from Colonel Dudley to the secretary, dated the 26th of May last, was read.

Letter from him to the secretary.

July 29. Present:—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

A letter from Colonel Crow [*fo.* 322], dated at Barbadoes the 15th May last, but not signed, signifying that he arrived there the 8th of the same month, was read.

Barbadoes. *Letter from the Governor.*

Another letter from Colonel Crow [*fo.* 322], dated the 5th of June, and the papers therein referr'd to were read, which papers are:—

Another letter.

A copy of an address of the Assembly of Barbadoes to Colonel Crow, relating to the disorders in that island.

Colonel Crow's answer to the said address.

Papers referr'd to therein.

Whereupon their lordships writ and signed a letter to the Earl of Sunderland upon paragraph D of the last of the above-mentioned letters, relating to Mr. Holder's [*fo.* 335, 350] being of the Councill of that island.

Letter to Earl of Sunderland. about Mr. Holder's being of the Council.

A representation for confirming an Act past at New York in March, $169\frac{8}{9}$ [*fo.* 312; M. *fo.* 232], for vacating several extravagant grants of land &c., and for repealing another Act past in November, 1702, for the repealing several Acts of Assembly &c., was signed.

New Yorke. *Representation for confirming the vacating Act, and repealing another.*

July 31. Present:—Lord Dartmouth, Sir Philip Meadows, Mr. Pulteney.

Upon information that there are upon the coasts of Cuba or Hispaniola two privateers belonging to that island, who after the traders have sold the Spaniards their goods, lye amongst the bushes and take the said goods from them; as also their canoes passing to and from the said islands, as they can light on them, and that several of the chief traders there are concerned in them as owners, their lordships writ and signed a letter to Colonel Handasyd, acquainting him with the consequence that must attend such evil practices, and directing him to make enquiry into the same, and to transmit an account thereof to this Board on the first opportunity, and to take all possible care to prevent the like for the future.

Jamaica. *Letter to Colonel Handasyd about the ill practices of two Jamaica privateers.*

A letter from Colonel Bennet, Governor of Bermuda, to the secretary, dated the 7th of June last, was read.

Bermuda. *Letter from the Governor.*

August 4. Present:—Sir Philip Meadows, Mr. Pulteney.

A letter from the Earl of Sunderland, dated the second instant, signifying that her Majesty had appointed Mr. Thomas Hodges Attorney General of Barbadoes, was read.

Barbadoes. *Letter from the Earl of Sunderland. about Mr. Hodges being made Attorny General.*

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Leeward Islands.
Letter from the Earl of Sunderland about instructions for the two secretaries, &c. Letter to the Earl of Sunderland inclosing the same.

A letter from the Earl of Sunderland of the first instant [*v. infra*], signifying her Majesty's pleasure that the Board prepare instructions for Mr. Estwick and Mr. Rhodes, secretaries to the Commissioners appointed to examine into the losses at Nevis and St. Christopher's, was read, and a draught of such instructions accordingly prepared and a letter inclosing the same to the Earl of Sunderland, was signed [*v. supra*].

St. Christophers.
Copy of commission for enquiring into losses. That for Nevis mutatis mutandis.

Copy of her Majesty's commission for enquiring into the losses sustained at St. Christopher's by the French, being laid before the Board, was read. The commission for Nevis was, *mutatis mutandis*, the same.

August 14. Present:—Lord Dartmouth, Sir Philip Meadows, Mr. Pulteney.

Leeward Islands.
Copy of an order of Council on representation about privateers at Martinico.

Copy of an Order of Council of the 4th instant upon a representation of the 7th of the last month [*fo.* 296, 325, 412], relating to the suppressing of the privateers at Martinico and Guardaloupa, referring the same to his Royal Highness the Lord High Admiral for his report thereupon, was read.

Barbadoes.
Copy of an order of Council on representation for confirming an Act.

Copy of an Order of Council of the 28th of July upon a representation of the 21st ditto [*fo.* 311], for confirming an Act past in Barbadoes *for ascertaining the payment of bills &c.*, approving the same, was read.

Barbadoes.
Copy of an order of Councill relating to Sandford and Dorn, &c.

Copy of an Order of Council of the 4th instant, upon a representation of the 13th June last [*fo.* 260], upon the petition of Mr. Sandford and Mr. Dorn, complaining of the proceedings of Mr. Cox, chief judge at a court of oyer and terminer in Barbadoes, approving the said representation, was read.

Barbadoes.
Copy of an order of Council on representation relating to Colonel Cleland, Colleton and Holder.

Copy of an Order of Council of the 4th instant, upon a representation of the 28th May last, on the petition of Colonel Cleland, Colonel Colleton and Colonel Holder [*fo.* 190], against Colonel Sharp, President of the Council of Barbadoes, approving the same, was read.

Barbadoes.
Copy of an order of Council on representation relating to Colonel Cleland's behaviour.

Copy of an Order of Council of the 4th instant, upon a representation of the 10th of June last, relating to the behaviour of Colonel Cleland [*fo.* 216], one of the members of her Majesty's Council in Barbadoes, and proposing his removal from the said Council, approving the same, and directing a Secretary of State to prepare a warrant for the said Cleland's removal from the Council accordingly, was read.

Barbadoes.
Letter to Colonel Crow.

A letter to Colonel Crow, Governor of Barbadoes [*fo.* 317, 318], in answer to his of the 15th of May and 5th of June, was signed.

Leeward Islands.
Letter from Colonel Park. Answer.

A letter from Colonel Parke, Governor of the Leeward Islands, dated the 10th June last, was read; and an answer thereto was drawn up and signed.

August 27. Present:—Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Bermuda.
Order of Council,

An Order of Councill of the 4th instant, upon a letter to the Earl of Sunderland of the 16th of June last [*fo.* 262], desiring to know whether this Board should proceed to hear the former complaints exhibited by the Council and Assembly of Bermuda against

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Mr. Jones, secretary and provost marshal of that island, or report to her Majesty upon such complaints as have been made against him since his last arrival in that island, directing the Board to proceed upon the late complaints, was read.

directing the Board to proceed on the last complaints against Jones.

A letter from Colonel Seymour, Governor of Maryland, dated the 10th of June, 1707 [*fo.* 327], together with a list of persons' names to fill up places in the Council of that province [*fo.* 372], as they shall become vacant, was read; and thereupon ordered that paragraph P. of the said letter, relating to Mr. Plater and Mr. Muschamp, Receivers for Pattuxent and Potomeck districts, be sent to Mr. Lowndes. That paragraph Q., relating to the want of goods to supply the planters, be communicated to the merchants; and also that paragraphs R and S, touching the want of guard ships for defence of the Capes, and to a French privateer's having taken several vessells trading to and from that province, be sent to Mr. Burchet, to be laid before his Royal Highness the Lord High Admiral.

Maryland.
Letter from Colonel Seymour with list of Commissioners' names.
Extract of his letter about the Receivers sent to Mr. Lowndes.

Paragraph Q. to the merchants.

Paragraphs R. S. to Mr. Burchet.

A letter from Colonel Jennings, President of the Councill of Virginia, dated the 20th of February last, enclosing a congratulatory address from himself and the rest of the Council to her Majesty upon the success of her arms in Spain and Flanders, were read; whereupon ordered that the said address be sent to the Earl of Sunderland, to be laid before her Majesty, and that paragraph D of the said letter, relating to the great want of cloaths in that colony, be communicated to the merchants trading thither.

Virginia.
Letter from Colonel Jennings with an address from the Assembly to the Queen.
The same sent to the Earl of Sunderland.
Paragraph D sent to the merchants.

Another letter from Colonel Jennings, dated the 26th of June last, together with a list of the present counsellors' names of Virginia, as also a list of persons' names recommended by him to supply vacancies as they shal happen in the said Councill, were read; and thereupon ordered that paragraphs B and C of the said letter, relating to a French privateer's having taken six vessells, and to the want of a guard ship for protecting the Capes there, be sent to Mr. Burchet, to be laid before his Royal Highness the Lord High Admiral.

Virginia.
Another letter from Colonel Jennings with list of counsellors' names.
Paragraphs B. C. to Mr. Burchet.

A letter from Colonel Hunter, Governor of Virginia, to the secretary, of the 12th instant, acknowledging his letter of the first of July foregoing, enclosing the Order of Council [*fo.* 288], repealing an Act relating to the granting and patenting of lands, was read.

Virginia.
Letter from the Governor.

A copy of a memorial. from the merchants trading to the Leeward Islands, to his Royal Highness the Lord High Admiral, relating to the suppression of the privateers at Martinico and Guardaloupa [*fo.* 321], was read.

Leeward Islands.
Memorial from the merchants about French privateers.

August 29. Present:—Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

The draughts of letters to Colonel Hunter, Governor of Virginia, and to Colonel Seymour, Governor of Maryland, were agreed and ordered to be transcribed [*v. infra*].

Virginia.
Maryland.
Draught of letters to the Governors.

September 2. Present:—Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

1707.
Maryland. Virginia. *Letters to the Governors.*

The letters to Colonel Seymour, Governor of Maryland, and Colonel Hunter, Governor of Virginia, agreed on at the last meeting, were signed [*v. supra*].

Maryland. *Mr. Dummer about setling correspondence with the Continent.*

Mr. Dummer attending, and being acquainted with what Colonel Seymour writes in his letter of the 10th of June last [*fo.* 324], touching the said Mr. Dummer's proposal for settling a correspondence to and from the continent of America, he said that he has not as yet made any such proposal, but that he had some thoughts of doing it, and would form a scheme for that purpose and lay the same, as soon as finish'd, before the Board.

He will form a scheme for that purpose.

He will bring some considerations about trade to Africa.

He promised to give their lordships also some considerations relating to the trade to Africa in a short time.

New Jersey. New York. *Budge's complaint against Lord Cornbury.*

The letter from the Earl of Sunderland, referring to this Board the petition of Richard Budge [*fo.* 305, 328], setting forth the great hardships he has suffered in relation to a ship of his illegally seiz'd and condemn'd at New Jersey, and praying relief therein (mentioned in the minutes of the 11th of July last), was again read, and the papers relating thereto were laid before the Board, and are as follows, viz. :—

List of papers relating to Budge's complaint.

No. 1. A copy under seal of the whole proceeding in the Court of Admiralty at New York.
No. 2. An authentick copy of the citation from the High Court of Admiralty in England.
No. 3. Order of the Admiralty of England for restitution.
No. 4. Dr. Bramston and Sir John Cook's report.
No. 5. Copy of the Secretary of State's letter to the Lord Cornbury.
No. 6. J. Jeffreys's affidavit of Richard Budge's proceedings at New York upon the said letter.
No. 7. Joseph Prankerd's affidavit of the value of the ship and cargo and expence.
No. 8. S. Stokes's affidavit of the seising the ship in the Lord Cornbury's name.
No. 9. The Lord Cornbury's certificate to clear Governor Hamilton.
No. 10. Richard Budge's account of his whole demand.

New Jersey. New York. *Copy of Budge's petition sent to Mr. Sloper for his answer.*

Whereupon order'd that a copy of the said petition be sent to Mr. Sloper, agent for the Lord Cornbury, for his answer thereunto [*fo.* 327, 334] on Fryday morning next, in case he have anything to offer to their lordships thereupon.

Virginia. *Merchants summoned about admeasurement of ships.*

Order'd that the merchants of Virginia have notice to attend the Board on Fryday morning next, in relation to the clause in an Act past in that colony [*fo.* 158], touching the admeasurement of ships.

New England. *Draught of a letter to the Governor.*

The draught of a letter to Colonel Dudley, Governor of New England [*v. infra*], was agreed and order'd to be transcribed.

October 13. Present :—Lord Dartmouth, Sir Philip Meadows, Mr. Pulteney.

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A letter to Colonel Dudley, Governor of the Massachusets Bay [*v. supra*], was signed.

Massachusets. *Letter to the Governor.*

A letter from Mr. Southwell, of the 1st instant, to the secretary, with the following Orders of Council, viz. :—

Letter from Mr. Southwell, with Order of Council on representation relating to Vetch, &c.,

Copy of an Order of Council of the 24th September last, upon a representation of the 22nd April foregoing [*fo.* 133], proposing the repeal of 6 Acts past in the Massachusets Bay the 7th of August, 1706, for punishing Samuel Vetch and others for having traded with the French, approving the said representation and directing that the offenders do give security to stand a new trial &c.

directing that they give security to stand a new trial.

Copy of an Order of Council of the 24th of the last month &c., directing Colonel Dudley, Governor of New England, to proceed and cause Samuel Vetch and others [*fo.* 133] to be tried anew for their having traded with the French.

Massachusets. *Another Order of Council directing the trying of Vetch, &c. anew.*

Which, together with copies of the said orders, were read, and the secretary at the same time laid before their lordships a letter he had written to Colonel Dudley the 3rd instant, inclosing the said orders, which was approved.

Letter from the secretary to the Governor inclosing the same.

A letter from Mrs. Barbara Sharp [*fo.* 333], signifying her having received advice from her husband, Colonel Sharp, late President of the Councill of Barbadoes, that the Governor had an intention of suspending all the counsellors who had voted for the Paper Act, from being members of her Majesty's Councill in that island, and praying their lordships' favour in relation to her said husband, was read ; whereupon she was acquainted that their lordships would take the same into consideration where there should be a full Board.

Barbadoes. *Letter from Mrs. Sharp in favour of her husband.*

The same to be consider'd.

Mr. Cox attending, and acquainting their lordships that he had received a letter from his brother in Barbados, informing him that Colonel Crow had turned him out of his place of naval officer there, notwithstanding his having a patent for the same; that the Governor had taken to himself as his right a power of appointing naval officers in that island, and also that he expected to be turned out from being a member of Council there, and had therefore desired leave to come home to England. Their lordships desired Mr. Cox to draw up a memorial thereupon [*fo.* 336], and to bring the same to the Board on this day se'nnight, which he promised to do accordingly.

Barbadoes. *Mr. Cox about his brother being turned out of his place of naval officer, &c.*

Copies of two letters from Captain Jennings [*fo.* 261] to Colonel Holden (nominated by the Lords Proprietors of the Bahama Islands to the (*sic*) Governor there), giving an account of the number of inhabitants, their present settlement at Elutheria, and of their design of settling again at Providence upon his arrival among them, were read ; and thereupon ordered that Captain Chadwell [*fo.* 338] (mentioned in one of the said letters) have notice to attend the Board on Monday morning next.

Bahamas. *Two letters from Captain Jennings about the number of inhabitants, &c.*

Captain Chadwell summoned.

The secretary laid before their lordships a letter he had writ to Mr. Lowndes, the 24th of September, signifying that a deputy is expected from Bruxells to treat about trade, and desiring from the Commissioners of the Customs some accounts of imports and exports &c., which was approved [*fo.* 357].

Trade. *Letter to Mr. Lowndes, deputy from Bruxells. Accounts of imports and exports.*

1707.

October 20. Present :—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney.

Plantations General. *Circular letters for lists of patent officers.*

Ordered that circular letters be written to the several Governors in her Majesty's Plantations for a list of patent officers in each respective government.

Virginia. *Admeasurement of ships.*

Mr. Perry and other Virginia merchants attending, the report from the Commissioners of the Customs to my Lord Treasurer [*fo.* 158, 338], touching a clause of an Act passed in Virginia, relating to the admeasurement of ships in that colony, was read. Whereupon they said that the method proposed by that report would not be comply'd with in Virginia, for by that method ships must be laid on ground in order to be measured, and there was no place there where it could be done ; and they promised to bring their lordships their observations in writing upon the foresaid report, as also upon the 10th clause of an Act of Parliament past in the 6th and 7th of William the Third to that purpose (*vide* Keble's Statutes, *vol.* II, *fo.* 1749).

Barbadoes. *Copies of Earl of Sunderland's letters to Mr. Sharpe and Mr. Crowe, approving Mr. Sharpe's administration, &c.*

Mrs. Sharp attending [*fo.* 330], presented to their lordships attested copies of two letters from the Earl of Sunderland, both dated the 28th of March last, the one to her husband, President of the Council of Barbadoes, signifying her Majesty's approbation of his conduct during his Presidentship in the government of that island ; the other to Colonel Crowe, Governor of the said island, directing him to pursue the same methods as Mr. Sharp had done for the calming and putting an end to the heats and divisions there, and further to enquire into the authors of those disorders ; which letters were read.

Barbadoes. *Merchants' memorial recommending Major Pilgrim to be of the Council.*

A memorial from several merchants trading to Barbadoes, recommending Major Pilgrim [*fo.* 335] as a person fitly qualifyed to be a member of her Majesty's Council in that island, was read, and their lordships at the same time taking into consideration the desire of Mr. Tobias Frere to be restored to his place which he formerly held in the said Council of Barbadoes, when at his own request he was dismiss'd from the said employ, for that he was unwilling to be concerned in the heats and animosities that have arisen there, and their being now two vacancies in the said Council by the dismission of Colonel Cleland and Colonel Holder, from being members of the said Council ; ordered that a representation to her Majesty be prepared, proposing that Colonel Frere and Major Pilgrim [*fo.* 335] be appointed by her Majesty to fill up the said vacancies.

Representation to be prepar'd proposing Colonel Frere and the said Pilgrim to fill two vacancies in Councill.

New York. *Mr. Budge about seizure of his ship, &c.* *Representation to be prepared thereupon.*

Mr. Budge attending, his papers relating to the seizure and condemnation of his ship at New York [*fo.* 328, 335] (mentioned in the minutes of the 11th July last) were again read ; and thereupon ordered that a representation be prepar'd for laying the same before her Majesty.

Pennsylvania. *Letter from Mr. Penn with answer to Wilcox's reasons against the Act about qualifications of magistrates.*

A letter from Mr. Penn, inclosing his answer to Mr. Wilcox's reasons against an Act past in Pennsylvania, relating *to the qualifications of magistrates &c.* [*fo.* 286], was read, and ordered that a copy thereof be given to Mr. Wilcox for his reply.

1707.

October 21. Present :—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney.

Barbadoes. *Representation proposing Colonel Frere and Major Pilgrim to be of the Council. Letter to the Earl of Sunderland therewith.*

A representation proposing Colonel Tobias Frere and Major John Pilgrim [*fo.* 334; M. *fo.* 13] to be constituted members of her Majesty's Council of Barbadoes, in the room of Colonel William Cleland and Colonel John Holder [*fo.* 318, 350], dismissed from being of the said Council, together with a letter to the Earl of Sunderland, inclosing the same, were signed.

New York. *Representation upon the petition of Budge.*

Their lordships took into consideration the draught of a representation upon the petition of Mr. Budge [*fo.* 334, 339] to her Majesty relating to the seizure and condemnation of his ship in New York (mention'd in yesterday's minutes), and made some progress therein.

Maryland. *Sir Thomas Lawrence. Ordinary licences.*

Sir Thomas Lawrence attending [*fo.* 148, 339], his last memorial relating to the hardships he lies under by an Act past in Maryland in October, 1704, taking away the benefit of ordinary lycences from the secretary's office in that province, together with Mr. Attorney General's opinion upon the said Act, were read; and directions given for preparing the draught of a representation for laying the same before her Majesty.

Representation on that subject to be prepared.

Barbadoes. Plantations General. *Order on representation about constant attendance of counsellors.*

An Order of Council of the 4th of August last [*fo.* 190], upon a representation of the 28th of May foregoing, proposing that councillors be obliged to a constant attendance in the respective Councills in her Majesty's several plantations, approving the same; and directing this Board to prepare draughts of letters to the several governors [*fo.* 340], was read; and the draught of such letter for her Majesty's signature was agreed, and ordered to be transmitted.

Draught of her Majesty's circular letter thereupon.

Barbadoes. *Memorial from Mr. Cox with an abstract of a letter from his brother, who is of the Council, &c. in Barbadoes, complaining of Mr. Crow.*

Mr. Charles Cox attending [*fo.* 331], presented to their lordships a memorial inserting therein an abstract of a letter from his brother Mr. Samuel Cox, one of her Majesty's Councill in Barbadoes, and naval officer there, acquainting him amongst other things that he had been obliged by Colonel Crow, Governor of the said island, to resign his place of naval officer, though he held the same by patent under the great seal of England [*fo.* 349; M. *fo.* 46], and that he daily expected the said Governor would turn him out of the Councill also, and further desiring leave to come to England, which memorial was read, and there being several papers referr'd to therein [*fo.* 346], viz. :—A report from the Commissioners of the Customs here [*fo.* 348], and likewise from the Lords Committees of Trade and Plantations to his late Majesty King William in favour of the said patent, Mr. Charles Cox was desired to bring copies of the said papers to their lordships, which he promised to do accordingly.

October 22. Present :—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney.

Miscellanies. *Letter to the Lord Treasurer. New establishment for this office.*

A letter to the Lord Treasurer upon the late change in the commission of this Board, proposing an addition of salary for the clerks of this office, was agreed and signed.

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Virginia.
Merchants' observations on report from the Custom House about admeasurement of ships. Letter to Mr. Savage with copy thereof.

Mr. Perry presented to their lordships a memorial, containing the Virginia merchants' observations upon the report of the Commissioners of her Majesty's Customes [*fo.* 332], touching the admeasurement of ships in Virginia &c. (mentioned in the minutes of the 20th instant), which was read, and directions given for sending a copy of the said memorial to Mr. Savage [*fo.* 371] for the opinion of the Commissioners of the Customes thereupon.

Bahama Islands.
State of defence and government.

A paper of queries made by Mr. Holden (nominated by the proprietors of the Bahama Islands to the (*sic*) Governor there) to Captain Samuel Chadwell [*fo.* 332] (who came from thence in February last), relating to the present state of defence and government of that island &c., with the said captain's answers thereunto, were read.

Bahama Islands.
Copy of a letter to Mr. Graves about attempt of the enemy on the island Providence.

Mr. John Graves attending [*fo.* 292, 341], presented to the Board a copy of a letter to himself from Mr. Thomas Gower, dated the 10th of May last at Charles Town in South Carolina, giving an account of an attempt made by the enemy the last year upon Providence, one of the Bahama Islands, which was read.

Maryland.
Draught of representation on the Act about ordinary licences.

The draught of a representation upon the complaints of Sir Thomas Lawrence against an Act past in Maryland [*fo.* 336, 340], relating to ordinary licences (mentioned in yesterday's minutes), was likewise agreed, and ordered to be transcribed.

New York.
Budge. Draught of representation on his complaints.

The draught of another representation upon the complaints of Mr. Budge against the Lord Cornbury [*fo.* 335, 340] for seizing his ship at New York (mentioned in the minutes of yesterday) was likewise agreed and ordered to be transcribed.

Barbadoes.
Letter from Mr. Crow.

A letter from Colonel Crow, Governor of Barbadoes, dated the 30th of July last, was read.

October 23. Present :—Earl of Stamford, Lord Herbert, Sir Philip Meadows, Mr. Pulteney.

Maryland.
Representation on complaints of Sir Thomas Lawrence. Letter to Earl of Sunderland inclosing the same.

A representation upon the complaints of Sir Thomas Lawrence [*fo.* 339 ; M. *fo.* 21] (mention'd in yesterday's minutes), together with a letter to the Earl of Sunderland, inclosing the same, were signed.

New Jersey. New York.
Representation on complaints of Mr. Budge. Letter to the Earl of Sunderland enclosing the same.

A representation upon the complaints of Mr. Budge [*fo.* 339 ; M. *fo.* 40] (as agreed at the last meeting), together with a letter to the Earl of Sunderland, inclosing the same, were signed.

Plantations General.
Letter to the Earl of Sunderland with instructions about attendance of counsellors.

A letter to the Earl of Sunderland, inclosing the draught of letters to all her Majesty's Governors in the Plantations [*fo.* 336, 392], mentioned in the minutes of the 21st instant, for her Majesty's royal signature, was signed.

Jamaica.
Order of Council on a representation relating to Mr. Barrow's practising the law.

Copy of an Order of Council of the 4th of August last, upon a representation of the 21st of the last month [*fo.* 312] on the petition of Mr. Barrow, praying to be restored to the practice of the law in Jamaica, approving the said representation, and directing the

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Earl of Sunderland to prepare a letter for the said Barrow's being restored accordingly, was read.

Their lordships again taking into consideration the copy of a letter to Mr. Graves, relating to the state of the Bahama Islands [*fo.* 339, *v. infra*], read yesterday, gave directions for preparing a letter to the Earl of Sunderland thereupon.

Bahama Islands. *Mr. Graves' letter about state of the islands. Letter to be prepared to the Earl of Sunderland thereon.*

A letter from Mr. Lowndes signifying the Lord Treasurer's desire that this Board do hear what Mr. Sleford [*fo.* 214, 351] may have to offer in relation to his being appointed agent to their lordships, was read; and thereupon ordered that the said Sleford have notice to attend the Board on Thursday morning next.

Miscellanies. Trade. *Letter from Mr. Lowndes about an agent for this Board. Mr. Sleford summon'd.*

October 24. Present:—Earl of Stamford, Lord Herbert, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

A letter to the Earl of Sunderland, relating to the state of the Bahama Island [*v. supra*] (mentioned in yesterday's minutes) was signed.

Bahama Islands. *Letter to the Earl of Sunderland about the state of the islands.*

A letter from Colonel Crow, Governor of Barbadoes, dated the 8th of August last, was read; and the papers referr'd to therein laid before the Board, and are as follows, viz.:—

Barbadoes. *Letter from Colonel Crow.*

Papers of publick proceedings

No. 1. Copy of the address of the Assembly of Barbadoes to Colonel Crow, relating to the disorders in that island.

No. 2. Copy of Colonel Crow's answer to the address from the Assembly of Barbadoes to himself.

No. 3. Copy of the address of the grand jury of Barbadoes, as also copy of the presentments of the grand inquest of the said island to Colonel Crow.

No. 4. Copy of Colonel Crow's answer to the grand jury of Barbadoes.

No. 5. Copy of the grand jury of Barbadoes address to her Majesty upon the happy uniting of her subjects; and upon her appointing Colonel Crow Governor of that island.

No. 6. Copy of Captain Clark's letter to Colonel Crow, Governor of Barbadoes, giving an account of his proceedings when he went on a cruise to Martinico and Guardaloupa &c.

No. 7. Copy of Captain Fane's letter, commander of the *Lowstaffe*, to Colonel Crow, desiring that he may attend on Barbadoes during the winter season &c.

No. 8. Several heads offered by Colonel Crow to the merchants of Barbadoes, relating to the good of that island, for their advice thereupon.

No. 9. Copy of the Governor's second speech to the General Assembly of Barbadoes upon their neglect of duty.

No. 10. Abstract of the proceedings of the grand sessions in Barbadoes in June, 1707.

No. 11. Copy of the Attorney of Barbadoes's opinion upon an Act for ascertaining the payment of the Bank Bills in that island.

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No. 12. Account of stores received and delivered out of the magazines in Barbadoes from the 20th of March, $169\frac{5}{6}$, to the 28th February, $169\frac{8}{9}$.

No. 13. Account of stores of war received and delivered out of the magazines in Barbadoes from June, 1697, to December 6th, 1706.

No. 14. Copy of an Act for the encouragement of the importation of coine [*fo.* 345].

No. 15. List of twelve persons' names proposed by Colonel Crow to fill up vacancies in Councill in Barbadoes.

No. 16. A list of causes which are now depending in the Court of Chancery in Barbadoes.

No. 17. The Assembly of Barbadoes resolves against several of the members of Council and others in that island for having been concerned in the Paper Act &c.

No. 18. Answer of Colonel Sharp to the complaints of the Assembly of Barbadoes against him &c.

No. 19. Answer of Colonel Cox to some resolves of the Assembly of Barbadoes against him for being concerned in the Paper Act.

No. 20. Answer of Mr. Mills to a resolve of the Assembly of Barbadoes against him for being concerned in the Act for paper credit.

No. 21. Answer of Colonel Walker to the resolves of the Assembly of Barbadoes against him for being concern'd in the Paper Credit Bill &c.

No. 22. Answer of Mr. Holder to the Assembly's resolves against him &c. The rise, progress and determination of the bank of Barbadoes (by Mr. Holder). Amendments proposed by the Councill to the bill entituled *An Act to supply the want of cash &c.* Minutes of Assembly upon the said amendments. Depositions of Colonel Walker and Colonel Sharp, to prove the allegations set down in Colonel Holder's answer.

No. 23. Copy of an address from the Councill and General Assembly of Barbadoes, upon the union of the two kingdoms &c.

No. 24. Copy of an address from the Council and Assembly of Barbadoes to her Majesty in commendation of Colonel Crow, Governor of that island &c.

No. 25. Naval officers' list of ships entred and clear'd in Barbadoes from the 25th of March to the 24th of June, 1707.

No. 26. Minutes of Councill in Assembly from the 28th of March to the 7th of May, 1707.

No. 27. Minutes of Councill in Assembly from the 9th of May to the 28th of July, 1707.

No. 28. Journal of Assembly from the 21st of January, $170\frac{6}{7}$, to the 28th of July, 1707.

Three of which papers, viz.: Nos. 14, 17 and 18, were also read.

Barbadoes.
Letter to the Earl of Sunderland on Act about mony.

Whereupon a letter was writ to the Earl of Sunderland, relating to the above-mentioned Act, for the importation of money &c. [*fo.* 343], and desiring his lordship to receive her Majesty's pleasure upon the representation of this Board, dated the 10th of June last,

1707.
(Proprieties) and coin in the Plantations.

[*fo.* 216; M. *fo.* 45], touching the non-execution in some of the plantations of her Majesty's proclamation for settling the rates of foreign coins there.

Barbadoes. Persons turned out of the commissions of peace by Colonel Crow.

A list of the persons' names turned out of the commissions of peace in Barbadoes by Colonel Crow, as also of those put into their places by him [*fo.* 337], although concerned in the tumults at the grand sessions held in that island the tenth of December last, was communicated to the Board by Mr. Cox and read.

Plantations General. Letter to Mr. Lowndes for 20 copies of the Union Act.

Their lordships having some reason to apprehend that the ship whereby they sent circular letters to the several Governors on the continent of America, with copies of the Act for uniting England and Scotland, has fallen into the hands of the French; ordered that the secretary write to Mr. Lowndes, to desire him to move the Right Honourable the Lord High Treasurer that this Board may have twenty copies of the said Act, to be transmitted to the said Governors by the next conveyance.

October 27. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Jamaica. Letter from Colonel Handasyd. Letter to Mr. Burchet with extract thereof relating to the misbehaviour of Commodore Kerr.

A letter from Colonel Handasyd, Governor of Jamaica, dated the 29th of August last, together with a list of the names of the present counsellors in that island [M. *fo.* 103], were read; and directions given for sending paragraph F and G of the said letter relating to the misbehaviour of Commodore Kerr [*fo.* 349], and to the sailing of the galleons, to Mr. Burchet, to be laid before his Royal Highness the Lord High Admiral.

Barbadoes. Mr. Holder's answer to the Assembly's resolves against him about Paper Act.

Mr. Holder's answer &c. to the resolves of the Assembly of Barbadoes against him for being a principal promoter and encourager of the Act for establishing a method of credit in that island (mentioned in the minutes of the 24th instant and marked No. 22), was read.

Barbadoes. Copy of Mr. Cox's patent for naval office. Letter from Mr. Savage with a copy of report from the Custome House on that subject. Letter to be prepared to the Earl of Sunderland thereon.

A copy of Mr. Samuel Cox's patent under the great seal of England, constituting him naval officer of Barbadoes, as also a letter from Mr. Savage of the 25th instant, inclosing a copy of a report from the Commissioners of the Customes [*fo.* 337] to the Lords Commissioners of the Treasury, dated the 16th of February, 169$\frac{3}{4}$, relating to the place of naval officer, were read; and directions given for preparing a letter to the Earl of Sunderland thereupon, as likewise upon what Colonel Crow writes about his intention of turning out Colonel Sharp, Colonel Cox, Colonel Mills and Colonel Walker [*fo.* 349] from being members of her Majesty's Councill in Barbadoes.

Trade. Merchants summon'd.

Ordered that the merchants trading to Denmark and Norway have notice to attend the Board on Friday morning next [*fo.* 355].

Plantations General. Mr. Dummer's packet boat.

A letter from Mr. Dummer of the 25th instant, giving an account of the sailing of the packet boat to and from the West Indies, was read.

October 28. Present:—Earl of Stamford, Lord Herbert, Mr. Pulteney, Mr. Monckton.

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Jamaica.
Letter from Mr. Burchet in answer to one writ him about Commodore Kerr.

A letter from Mr. Burchet, in answer to one writ him yesterday [*fo.* 347], relating to Colonel Handasyd's complaint of the irregular proceedings of Commodore Kerr in Jamaica, and to the sailing of the galleons from Carthagena, was read.

Barbadoes.
Letter to the Earl of Sunderland about Mr. Crow's displacing four of the Council.

A letter to the Earl of Sunderland, relating to Mr. Crow's intention of turning out Colonel Sharp and three others [*fo.* 348; M. *fo.* 37] from being members of Councill in Barbadoes (mentioned in yesterday's minutes) was signed.

Mr. Charles Cox about his brother the naval officer and of the Council in Barbadoes.

Mr. Cox attending, and being asked if he knew of any other letters in town besides what he had received himself relating to Mr. Crow's taking the place of naval officer in Barbadoes from his brother [*fo.* 337], he said that he did not know of any. Whereupon he was acquainted that, although their lordships did beleive what his brother had writ upon that matter, yet they thought that not sufficient to make a formal representation thereupon, and that they intended to write to Mr. Crow upon that subject, which they doubted not but it would have a good effect.

Leeward Islands.
Letter from Colonel Park. List of the several Council.

A letter from Colonel Park, Governor of the Leeward Islands, dated the 4th of August last, together with a list of the names of the present counsellors in the four islands under his government [M. *fo.* 103], were read.

Jamaica.
Letter from Brigadier Handasyd. Captain Gardner summon'd.

Three letters from Colonel Handasyd, Governor of Jamaica, dated the 19th and 25th of June, and 29th August last, were read, and thereupon ordered that Captain Gardner have notice to attend the Board on Thursday morning next.

Barbadoes.
Duplicate of the Queen's letter dismissing Colonel Holder from the Council, &c.

A duplicate of her Majesty's letter to Colonel Crow, Governor of Barbadoes, directing him to discharge Colonel John Holder [*fo.* 318] from being a member of her Majesty's Council in that island, was read, and directions given for taking a copy thereof, and for sending the original forwards by the next conveyance.

October 30. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr Pulteney, Mr. Monckton.

Barbadoes. Leeward Islands. Jamaica.
Letters to the Governors.

Letters to the Governors of Barbadoes, Leeward Islands and Jamaica, were signed.

Jamaica. Trade.
Spanish trade.

Upon reconsidering what Colonel Handasyd writes in his letter of the 19th of June last, read the 28th instant, relating to the great quantity of goods brought by the French to the Spanish West Indies, occasioning thereby a glut in that trade, ordered that Sir Gilbert Heathcote and Sir Bartholomew Gracedieu [*fo.* 358, 361], with other Jamaica merchants, have notice to attend the Board thereupon on Tuesday morning next.

Merchants summon'd.

Trade. Miscellanies.
Mr. Sleford about his being agent to this Board.

Mr. Sleford attending, according to appointment [*fo.* 341, 360], Mr. Lowndes' letter of the 27th of September last, referring to their lordships Mr. Sleford's proposal for being agent to this Board, was again read, and he being asked whether he had any thing to offer to their lordships, he said that his proposals were contained in his memorial read the 9th of June last, and being then asked whether he could give their lordships any specimens of what he

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proposed to do therein, he said that it was impossible to give their lordships specimens of some of the things proposed, he having not been authorized to make the enquiry necessary thereunto. But he instanced three things in which he thought he should be able to do considerable service, viz. :—In introducing a new trade to most parts of Europe, but particularly to the Northern Crowns for our English salt; in regaining the Greenland trade, and in setting up a manufacture for sail cloth, which should be as good nay better and cheaper than what is made in Holland. Whereupon their lordships agreed to take the foresaid memorial into consideration at the first opportunity.

Jamaica.
Letter from Captain Gardner about recruits. Letter to the Earl of Sunderland. thereupon.

A letter from Captain Gardner, agent to Brigadier Handasyd's regiment in Jamaica, signifying that the officers had raised 270 recruits for that island [*fo.* 256], and that he was endeavouring to get them shipt off as soon as possible, and desiring their lordships' assistance therein, was read, and directions given for preparing a letter to the Earl of Sunderland thereupon [*v. infra*].

Trade.
Letter to Mr. Baker about exportation of wool.

Ordered that a letter be writ to Mr. Baker [*fo.* 369], desiring him to give their lordships an account of his proceedings upon the coast of Kent and Sussex, in order to prevent the exportation of wooll since his last account, which ended the 5th December, 1703.

October 31. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Jamaica.
Letter to the Earl of Sunderland. Recruits.

A letter to the Earl of Sunderland, relating to the recruits raised for Brigadier Handasyd's regiment in Jamaica [*v. supra*], mentioned in yesterday's minutes, was signed.

Plantations General.
Letter to the Earl of Sunderland. Additional instructions about devolution of governments.

Another letter to the Earl of Sunderland, touching the loss of the dispatches taken on board the *Ruby* by the French, and carried into France; also inclosing her Majesty's additional instructions to the Governors of New Hampshire, Massachusets Bay, New York, New Jersey and Maryland, relating to the devolution of government upon the death or absence of any of the said Governors, for her Majesty's royal signature, was signed.

Newfoundland.
Letter from Commodore Underdown with account of his success against the French.

A letter from Commodore Underdown, giving an account of his success in an expedition against the French in Newfoundland, dated the 30th of August last, together with the papers therein referr'd to, were read; which papers were as follows, viz. :—

Papers therein referred to.

Account of the damage done the French in their fishery at Newfoundland by the expedition under Commodore Underdown and Major Lloyd in August last.

A survey of provisions in the fort at St. Johns in Newfoundland, taken the 28th June last.

Letter from Commodore Underdown in favour of Major Lloyd.

A second letter from Commodore Underdown, relating to the good conduct of Major Lloyd, commander of the garrison at St. Johns in Newfoundland, in the aforesaid expedition against the French, dated the 1st of September last, was read.

Trade.
Merchants about state of trade with Denmark, Sweden and Norway, &c.

Several of the merchants trading to Denmark and Norway attending [*fo.* 348, 360], they were desired to give their lordships an account of the state of the trade between England and Denmark, and particularly of the grievances or difficulties they may labour

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under in relation to trade in those parts, which accounts the said merchants promised to put into writing, and to present the same in a few days to their lordships.

Dr. Davenant about accounts of imports and exports.

Doctor Davenant, Inspector General of her Majesty's Customs, attended, and acquainted their lordships that he was preparing the accounts of imports and exports required by the secretary's letter to Mr. Lowndes of the 24th of September last, and that he could not furnish their lordships with the said accounts in less than eight or ten days.

New York.
Mr. Attorney General's report on the Act reversing the proceedings against Bayard, &c.

Mr. Attorney General's report upon an Act past at New York [*fo.* 255], entituled *An Act declaring the illegality of the proceedings against Colonel Nicholas Bayard and Alderman John Hutchins for pretended high treason, and for reversing and making null and void the said judgment and all proceedings thereon*, was read ; and directions given for preparing a representation thereupon [*fo.* 356].

November 3. Present :—Earl of Stamford, Lord Herbert of Cherbury, Mr. Pulteney, Mr. Monckton.

New York.
Act about Bayard, &c. Representation.

A representation upon an Act past at New York, entituled *An Act declaring the illegality of the proceedings against Colonel Bayard and Alderman John Hutchins for pretended high treason, and for reversing and making null and voyd the said judgment and all proceedings thereon* [*fo.* 355 ; M. *fo.* 20], together with a letter to the Earl of Sunderland inclosing the same, were signed.

Letter to the Earl of Sunderland therewith.

Virginia.
Letter to the Earl of Sunderland with instruction to the President of Virginia. about devolution of government

A letter to the Earl of Sunderland inclosing an instruction to Edmund Jennings, esquire, President of the Council of Virginia, touching the devolution of government, upon the death or absence of the Governor of the said colony, for her Majesty's royal signature, was signed.

Letter from Mr. Savage about admeasurement of ships.

A letter from Mr. Savage, secretary to the Commissioners of the Customes, of the 31st of the last month, in answer to one writ him the preceeding day relating to the admeasurement of ships in Virginia, was read.

Trade.
Letter from Mr. Savage. Imports and exports.

Another letter from Mr. Savage, of the same date with the foregoing, signifying that directions have been given for transmitting to this Board the accounts of exports and imports to and from Flanders [*fo.* 332], required by the secretary's letter to Mr. Lowndes of the 24th of September last, was read.

Letter to Mr. Secretary Harley. Treaty with Dantzick.

A letter to Mr. Secretary Harley, desiring a copy of the treaty lately concluded between her Majesty and the city of Dantzick, was signed.

Barbadoes.
Papers from Mr. Walters.

The three papers received from Mr. Walters were laid before the Board, and are as follows, viz. :—

Bank of Barbadoes.

Observations upon a paper entituled "The rise, progress and determination of the bank of Barbadoes."

Depositions. Promoter of the Paper Act.

Depositions of John Holder, William Walker and Alexander Walker, esquires, touching the said Alexander, giving his brother William 200*l.* for being a promoter of the Paper Act.

Speaker of Assembly's speech on that subject.

Copy of the Speaker of the Assembly of Barbadoes' speech to Colonel Crow, upon laying the resolutions of that house

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before him against the persons concerned in the Paper Act, which papers were read.

Leeward Islands. *Acts for Governor's house rent.*

Mr. Churchill attending [*fo.* 57, 359], and desiring to know when their lordships would proceed in the consideration of two Acts past in the Leeward Islands, entituled *An Act for the payment of the value of* 1,000*l. currant money annually to his Excellency Daniel Park, esquire, in lieu and satisfaction for the rent of a house for his said Excellency's accomodation during his residence and abode in this island, past the 26th of July,* 1706.

An Act for raising the quantity of one hundred thousand pounds of good Muscovado sugar per annum for discharging the rent of a house for the accomodation of his Excellency Daniel Park, esquire, during the continuing of his government as Captain General of these islands, past 4th September, 1706; he was acquainted that they had in their late letter to Colonel Park informed him that they intended to take the said Acts into consideration, and let him know their opinion thereupon.

Jamaica. *Characters of persons recommended by the Governor for counsellors.*

Sir Gilbert Heathcote also attending [*fo.* 351], he was asked the character of William Brodrick and Francis Oldfield, esquires, recommended by Brigadier Handasyd in his letter of the 29th of August last to be members of her Majesty's Council in Jamaica, the which he promised to bring their lordships in writing in a few days.

November 6. Present:—Earl of Stamford, Lord Bishop of London, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Leeward Islands. *Letter to the Earl of Sunderland about house rent for the Governor.*

A letter to the Earl of Sunderland upon two Acts pass'd in the Leeward Islands [*fo.* 357, 360], for house rent for Colonel Park, Governor of the said islands, mentioned in the last minutes, was agreed, and ordered to be transcribed.

Trade. *Letter to Mr. Lowndes. Naval stores imported.*

Ordered, that a letter be writ to Mr. Lowndes, to move my Lord High Treasurer that the Board may have from the Commissioners of the Customes, an account of naval stores imported hither from all parts of Europe from Christmas, 1700, to Christmas, 1701, as also from Christmas, 1703, to this present time, specifying what quantity's of naval stores from the plantations have received certificates of their goodness, in order to the allowance of the præmium, according to the late Act of Parliament pass'd in that behalf.

Trade. Miscellanies. *Mr. Sleford's proposal.*

Their lordships agreed to take Mr. Sleford's proposals [*fo.* 351, 365] for his being agent to this Board in consideration on Monday next.

Trade. *Letter from Mr. Ince about trade to Denmark, Sweden and Norway.*

A letter from Mr. John Ince, secretary to the Eastland Company, of this day's date, signifying that the said company have no other grievances in relation to their trade to Denmark, Sweden and Norway [*fo.* 355], to complain of, than what are contained in the books of this office.

November 7. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

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Leeward Islands.
Letter to the Earl of Sunderland. Acts for the Governor's house rent.

A letter to the Earl of Sunderland relating to two Acts passed at Antego and St. Christopher's [*fo.* 359; M. *fo.* 25], for house rent for Colonel Park, as agreed at the last meeting, was signed.

Trade.
Reference on petition of Stehn and Dorrien.

A reference from the Earl of Sunderland of the 31st of the last month, upon a petition of Messieurs Stehn and Dorrien [*fo.* 363], for a pass for the *Betty* galley of Stade, to trade to the Spanish West Indies and back, was read, and ordered that the said Stehn and Dorrien [*fo.* 366] have notice to attend the Board on Tuesday morning next.

Trade. Jamaica.
Merchants about trade with the Spaniards and complaint against Comodore Kerr.

Sir Bartholomew Gracedieu, Mr. Benjamin Way, with Mr. Wood [*fo.* 351], lately arrived from Jamaica, and several other merchants trading to that island, attending as desired, they were acquainted that Brigadier Handasyd, in his letter of the 19th June last, writes that the Spanish markets are at present clogg'd by the importations of the French and Dutch; and, being asked what they had to propose for the better securing and encouraging our own trade in those parts, they said that the only prejudice to our trade, was the want of convoys from Jamaica to the Spanish coast; that the French, by taking our ships, sell our woollen manufactures to the Spaniards cheaper than we can ourselves; and therefore without the necessary convoys it is impossible that trade can be carried on; that within this year and half they have sent to Jamaica to the value of one hundred and fifty thousand pounds in the manufactures of England, and could send much more if that trade could be protected; that they have lately lost by the fault of Commodore Kerr in four sloops [*fo.* 373] to the value of above one hundred thousand pounds sterling. And particularly Mr. Wood said that he had applied to Commodore Kerr for one man-of-war to convoy a sloop richly laden to the Spanish coast, which he could not obtain the promiss of till he proffer'd him 600 pistolles; that a day or two after that offer, Commodore Kerr sent Captain Trevor, commander of one of her Majesty's ships of war there, to tell the said Wood that 600 pistolls was too little, and that he ought therefore to give him 2,000 or 1,500, which the merchants not agreeing to, the sloop was sent without convoy, and in her return with about 40,000*l.* in peices of eight, being chased by two privateers, was overset, and with fifty men in her lost; that upon the arrival of a ship from England richly laden with commodities for the Spanish trade with orders from the Prince to Commodore Kerr for granting her one man-of-war for convoy, and upon the merchants being obliged to unload the said ship into sloops proper for that trade, they could not obtain a convoy till Mr. Wood paid the Commodore 800 pistolls. They added that it was their opinion one man-of-war was sufficient to lye in port for the protection of the harbour; two to cruize between Carthagena and Portobello for the protection of their trade, and the rest to cruize in such stations as should be thought most convenient. Then these gentlemen, being desired to put what they had to offer upon the foregoing heads into writing, they promised to do it, and to present the same to their lordships so soon as Mr. Wood's papers, which are not yet come to town, shal arrive.

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Trade.
Merchants' opinion about passes desired by Stehn and Dorrien.

Then their lordships asked these gentlemen their opinion about passes being granted to Swedish ships to trade to the Spanish West Indies, as is desired by the abovesaid petition of Messieurs Stehn and Dorrien [*fo.* 360]. They said that that would be a means infallibly to ruin the trade of Jamaica, for the Swedes being neuters will not, especially if they can obtain also passes from France, be molested by the French, and that therefore they may ingross the Spanish trade in the West Indies; besides that the French may by that means carry on a trade in such neutral ships unmolested between themselves and the Spaniards in America. Besides, this trade between the Swedes and the Spanish West Indies was intirely new and never practised before.

November 10. Present:—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Miscellanies.
Incidents.

The accounts of the incident charges of this office from Midsummer, 1707, to Michaelmas last, were read before the Board, and are as follows, viz.:—

	l.	*s.*	*d.*
The secretary's account of petty expences from Midsummer, 1707, to Michaelmas following, amounting to	16	11	3
The stationer's account for the same time, amounting to	49	6	4
The post officer's account for the same time, amounting to	4	9	2

Letter to Lord Treasurer thereupon.

Whereupon a letter was writ to the Lord High Treasurer to desire his lordship's order for payment thereof.

Maryland.
Letter from Colonel Seymour.

A letter from Colonel Seymour, Governor of Maryland, dated the 16th of August last, was read, and the papers therein referr'd to laid before the Board, and are as follows, viz.:—

Papers of publick proceedings.

Copy of an address to Colonel Seymour from the Quakers in Maryland, relating to the evil designs of Richard Clark against that government.

Copy of an Act past in North Carolina to encourage the settlement of that country.

Maryland. Carolina.
Draught of representation on the Act passed in Carolina to be prepared.

Whereupon ordered that a representation be prepared for laying the said Act before her Majesty [*fo.* 367], proposing that her Majesty be pleased to declare the said Act null and void, and to signify her pleasure to the proprietors and Assembly of that province, that they do not permit the said law to be put in execution.

Trade. Miscellanies.
Sleford's proposal. Answer to be prepared to Lord Treasurer.

Mr. Lowndes's letter of the 27th of September last [*fo.* 360, 368], relating to Mr. Sleford's proposals (mentioned in the minutes of the 30th of the last month), together with the said proposal, were again read, and directions given for preparing an answer to my Lord Treasurer thereupon.

November 11. Present:—Earl of Stamford, Lord Herbert, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

1707.
Trade.
Mr. Stehn about his and Mr. Dorrien's petition.

Mr. Stehn attending [*fo.* 361] according to appointment, and being asked if he had any thing further to offer than what was contained in his petition praying for a pass for the *Betty* gally (mentioned in the minutes of the 7th instant), he answered that he had nothing more to add to his said petition. Whereupon a letter to the Earl of Sunderland with their lordships' opinion that such passes ought not to be granted, was agreed and signed.

Letter to the Earl of Sunderland thereupon.

Miscellanies. Trade.
Draught of letter to the Lord Treasurer upon Mr. Sliford's proposal.

The draught of a letter to the Lord High Treasurer relating to Mr. Sleford's proposal [*fo.* 365, 368] (mentioned in yesterday's minutes), was agreed, and ordered to be transcribed.

Plantations General. Proprieties.
Order of the House of Commons requiring the names of the several Governors, &c.

An order of the House of Commons of yesterday's date [*fo.* 368], directing this Board to lay before that House a list of the names of the Governors and Deputy Governors of the plantations, was read; and directions given for preparing the same accordingly.

Maryland. Carolina.
Draught of representation on an Act.

The draught of a representation upon an Act past by the Assembly in North Carolina [*fo.* 365, *v. infra*], entituled *An Act to incourage the settlement of this country*, as directed in yesterday's minutes, was agreed and ordered to be transcribed.

November 12. Present:—Earl of Stamford, Lord Dartmouth, Lord Herbert, Mr. Pulteney.

Maryland. Carolina.
Representation on an Act. Letter to Earl of Sunderland. thereupon.

A representation upon an Act past in North Carolina [*v. supra*, 372; M. *fo.* 69], entituled *An Act to incourage the settlement of this country* (as agreed at the last meeting), together with a letter to the Earl of Sunderland, inclosing the same, were signed.

Plantations General. Proprieties.
List of all the Governors' names sent to House of Commons.

The list of the names of the Governors and Deputy Governors of the plantations, required by the order of the House of Commons [*fo.* 367] (mentioned in yesterday's minutes), was delivered to Mr. Pulteney, who promised to lay the same before that House.

Trade. Miscellanies.
Letter to Lord Treasurer about Sliford.

A letter to the Lord High Treasurer upon Mr. Sliford's proposal [*fo.* 366], as agreed at the last meeting, was signed.

Barbadoes.
Merchants about Col. Sharp's being in debt.

Mr. Heysham, Mr. Gray, Mr. Beddingfeild and Mr. Lillington attending, they acquainted their lordships that Mr. Sharp, late President of the Councill in Barbadoes, being very much in debt, he ought not to be of the Councill in that island; that the said Sharp had also been a great promoter of the Act for paper credit there. They further added that, whilst he should continue to be a member of Councill, it would occasion an obstruction of justice, by reason no prosecutions could be made against him to oblige him to pay his just debts. Whereupon these gentlemen were desired to put their complaints into writing, and to set forth how and where the course of justice is obstructed in Barbadoes, which they promised to do accordingly.

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Then their lordships entred upon the consideration of Mr. Attorney General's report [*fo.* 27, 371], upon a book of laws past in Maryland the 3rd of May, 1704 (marked No. 16), and read two of the said laws.

Maryland.
Mr. Attorney General's report on book of laws under consideration.

November 13. Present :—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

An order from the House of Lords, dated yesterday, requiring this Board to lay before their lordships an account of the state of the trade of this kingdom since the 27th of November, 1704 [*fo.* 378], was read ; and directions given for preparing a report thereupon accordingly.

Plantations General. Trade.
Order of House of Lords about state of trade.

Ordered that the secretary write to Mr. Henry Baker [*fo.* 353, 377] to hasten his answer to the letter writ him the 30th of the last month for an account of his proceedings on the coasts of Kent and Sussex for preventing the exportation of wooll, &c.

Trade.
Letter to Mr. Baker about exportation of wooll.

Ordered that the secretary also write to the Governor of the Turkey Company [*fo.* 377] for an account of the woollen manufactures exported by the said company from 1702 to this present time.

Trade.
Letter to Turkey Company about woollen manufacture exported.

Further ordered that a letter be likewise writ to Mr. Lowndes, to move the Lord High Treasurer that their lordships may have from the Commissioners of the Customs [*fo.* 376], the following accounts, viz. :—

An account of corn exported from Christmas, 1703, specifying to what places the said exports were made.

An account of wool imported from Ireland from Midsummer, 1704.

An account of the woollen manufactures exported from Christmas, 1701, with the places to which these exports were made.

An account of bullion and corn entred for exportation from Michaelmas, 1704.

An abstract of exports and imports from Christmas, 1704, and to desire that they may have an account of naval stores, mentioned in the minutes of the 7th instant.

Their lordships again took into consideration the book of Maryland laws [*fo.* 369, 372], mentioned in yesterday's minutes, and read fifteen of the said laws. And their lordships taking notice that Mr. Attorney General in his report upon the said laws had made several objections upon that relating to Mr. Nicholas Milbourn, ordered that Mr. Blakiston have notice to attend the Board thereupon on Tuesday morning next.

Maryland.
Laws.

Colonel Blakiston to attend.

November 14. Present :—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

A letter from Mr. Savage, secretary to the Commissioners of the Customes, in answer to one writ him the 22nd of the last month upon a new memorial of the Virginia merchants [*fo.* 338, 385], against the method proposed of admeasuring ships at the keel, the said ships being always afloat, was read ; and directions

Virginia.
Letter from Mr. Savage about admeasurement of ships.

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given for sending a copy of the said letter to the merchants trading to Virginia, for their observations thereupon in writing.

Maryland. Carolina. *Colonel Blakiston about Act.*

Colonel Blakiston attending, and desiring to know what had been done in relation to the Act past in North Carolina, entituled *An Act to encourage the settlement of this country* [*fo.* 367], their lordships' report thereupon was communicated to him.

Colonel Blakiston about four new counsellors.

He also desired that their lordships would take into consideration what Colonel Seymour, Governor of Maryland, writes in his letter of the 10th of June last, relating to four new counsellors for that province [*fo.* 324; M. *fo.* 55], which their lordships promised to do at a convenient opportunity.

Laws under consideration.

Their lordships proceeded in the consideration of the book of Maryland laws [*fo.* 371, 399], and read eight of the said laws; and there being one ascertaining the gauge of tobacco hogsheads [*fo.* 385], ordered that the merchants trading to that province have notice to attend the Board thereupon on Friday morning next.

Merchants summoned.

November 17. Present:—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Plantations General. Trade. *Letter from Mr. Secretary Harley for account of the state [and] trade of the plantations.*

A letter from Mr. Secretary Harley, requiring this Board to lay before the House of Commons an account of the state and trade of the plantations [*fo.* 374], was read, and the draught of a report being laid before the Board, their lordships took the same into consideration, and made some progress therein.

Jamaica. *Memorial from several merchants against Commodore Kerr.*

Several Jamaica merchants attending, they presented to their lordships a memorial complaining of the unwarrantable and irregular proceedings of Commodore Kerr [*fo.* 362], which is in substance the same as what they offered to the Board in discourse the 7th instant, which memorial was read; and the said merchants further acquainted their lordships that they were in daily expectation of a representation from the whole island, which would be more particular in relation to Commodore Kerr's behaviour than any thing that they yet offered on that subject.

Post Meridiem.

Present:—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Mr. Pulteney, Mr. Monckton.

Plantations General. Trade. *Report to the House of Commons.*

Their lordships proceeded in the consideration of the report to the House of Commons [*fo.* 373, 375], and made a further progress therein.

November 18. Present:—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Plantations General. Trade. *Draught of a report to the House of Commons.*

Their lordships again took into consideration the draught of the report to the House of Commons [*v. supra*] (mentioned in yesterday's minutes), and agreed the same, and ordered it to be transcribed.

November 19. Present:—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

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Plantations General. Trade.
Report to the House of Commons.

The report to the House of Commons, relating to the state and trade of the plantations [*fo.* 374], was signed, and the Right Honourable the Lord Herbert being desired to ask the Earl of Sunderland if he would please to receive her Majesty's leave for presenting it to the House, his lordship went accordingly, and being returned, acquainted the Board with my Lord Sunderland's answer, that the order coming from Mr. Secretary Harley, it was more proper for him to do it, if needfull.

November 21. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Trade.
Inspector General's account of the value of exports and imports to and from Portugal and Spain.

Doctor Davenant, Inspector General of the Customes, attending [*fo.* 370, 398], presented to their lordships an account of the value of goods exported and imported to and from Portugal to England from the year 1700 to 1706, with an extract of the said accounts, as also of others from 1698, together with an abstract of the state of the Spanish trade from Christmas, 1698, to Christmas, 1705, and he observed that in this account there were several articles omitted, which did not come under his inspection, viz. :—

The fish from Newfoundland which might amount to about 130,000 per annum.

The exports from Ireland to Portugal, which may be computed at between 50 and three-score thousand pounds per annum.

The cloths for the army in Portugal, and the trade from North Britain to Portugal, which are considerable.

Jamaica.
Order of Committee of the House of Lords for Mr. Wood's account of the loss of four sloops trading from Jamaica. Answer.

An order of the Lords Committees [*v. infra*], appointed to consider the petition of several merchants on behalf of themselves and others, traders of the city of London, dated the 20th instant, requiring the Board to lay before their lordships to-morrow morning the account given them by Mr. Wood of the loss of the four sloops trading from Jamaica, was read [*v. supra*], and a report in answer to the said order was signed accordingly.

Trade.
Memorial from Captain Baker of his proceedings in Kent and Sussex.

Captain Baker attending, presented to their lordships a memorial [*fo.* 369 ; M. *fo.* 383], containing an account of his proceedings upon the coasts of Kent and Sussex since December, 1703, which was read.

Memorial from the Turkey Company. Their exports.

A memorial from the Turkey Company [*fo.* 370], containing an account of their exportations of woollen manufactures, tin and lead, from the year 1702 to the year 1706, was read.

Letter from the Earl of Sunderland upon Sir William Hodges' petition for four passes for Spanish ships.

A letter from the Earl of Sunderland of the 18th instant, referring to the Board a petition of Sir William Hodges [*fo.* 384] for four passes, viz. :—One for a ship from Cadiz to London and back, two for two ships from Cadiz to the Spanish West Indies and back, and one for the whale fishery, was read ; and Sir William Hodges attending, he was acquainted that the Board were very busy in preparing reports for the House of Lords, and he was therefore desired to call here again on Friday next, which he promised to do accordingly.

Trade.
Draught of report to the House of Lords.

Their lordships then took into consideration the draught of a report to the House of Lords [*fo.* 369], and made a progress therein.

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November 22. Present :—Earl of Stamford, Lord Dartmouth, Mr. Pulteney, Mr. Monckton.

Trade. Plantations General. *Report to the House of Lords.*

Their lordships again took into consideration the report to the House of Lords [*fo.* 369, 379], and made a progress therein.

November 24. Present :—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Plantations General. Trade. *Letter from Mr. Savage desiring a copy of the general report to the House of Commons, and of that relating to Newfoundland.*

A letter from Mr. Savage, secretary to the Commissioners of the Customes, desiring a copy of the report of this Board to the House of Commons, delivered in the 19th instant ; as also a copy of another report from this Board to the House of Commons, relating to the trade and fishery of Newfoundland, was read, and directions given for writing an answer thereunto.

Plantations General. Trade. *Draught of report to the House of Lords.*

Then their lordships proceeded in the consideration of the draught of a report to the House of Lords [*fo.* 378, 380], and made a further progress therein.

November 25. Present :—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Trade. *Letter from the Earl of Sunderland referring a petition of the Royal African Company to the Board.*

Mr. Pinder, Deputy Governor [*fo.* 382], with several members of the Royal African Company attending, presented to their lordships a letter from the Earl of Sunderland of the 20th instant, referring to this Board a petition of the said company to her Majesty, relating to hardships they lye under in referrence to their trade, which was read ; whereupon these gentlemen were acquainted that, so soon as their lordships should have finished a report to the House of Lords, which is now in hand, they would consider the said petition, and then demand of the said company such papers as shal be found necessary for examining the allegations of the said petition.

Plantations General. Trade. *Draught of report to House of Lords.*

The draught of a report to the House of Lords [*fo.* 379, 382], was agreed, and order'd to be transcribed.

November 27. Present :—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Trade. *Imports and exports to and from several parts.*

An account of imports and exports to and from Flanders, and of linen imported from Holland, Germany, East country, Russia, and Sweden, between the 25th day of December, 1698, and 25th day of December, 1706, as also the estimate of their first cost, or sworn values.

Italian trade.

A state of the Italian trade for seven years.

Naval stores imported.

An account shewing the quantities of hemp, pitch, tar, rozin, turpentine, masts, yards and bolsprits, imported between the 25th day of December, 1700, to the 25th day of December, 1706, being received from Doctor Davenant, Inspector General of her Majesty's Customes, was laid before the Board, and read ; and thereupon ordered that an extract of the said account of naval stores

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Plantations General.
Report to House of Lords.

so far as relates to the plantations, be added to the report to the House of Lords [*fo.* 380], which was done accordingly, and the said report signed.

Trade.
Letter to the secretary of the Royal African Company for several accounts.

Ordered that a letter be writ to Mr. John Perry, secretary to the Royal African Company [*fo.* 380, 383], for the several accounts following, viz. :—

Account of the ten per cent. paid by separate traders from June, 1698, to Michaelmas, 1707, and how the same has been expended.

Account of the charge of the forts and castles during the foresaid time, and of the company's settlements in Africa.

Account of the value of the company's joint stock in 1698.

Account of what has since been called in.

Account of what dividends have been made during the aforesaid time.

Account of the value of the present stock.

Account of the debts owing by the company.

Account of the exports and imports from 1698 to Michaelmas, 1707.

Account of the number of ships fitted out for the same time.

Account of the number of negroes furnished by the company to the several plantations during the said time, and at what rates, with the condition on which such negroes have been sold.

An account of the woollen manufactures the company have exported since June, 1698.

Letter to Mr. Lowndes for account of imports and exports by separate traders to Africa.

Further ordered that a letter be writ to Mr. Lowndes, to move the Lord High Treasurer for an account from the Commissioners of the Customes of exports and imports [*fo.* 382, 386], by separate traders to Africa, from 1698 to Michaelmas, 1707.

November 28. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Bermuda.
Letter from the Lord Treasurer to Colonel Bennet about a house built by Mr. Day.

A letter from Mr. Thomas Day, inclosing a letter from my Lord Treasurer to Captain Bennet, Governor of Bermuda, directing him to make enquiry relating to a house built by Mr. Samuel Day, late Lieutenant Governor of that island upon some of the Crown lands in that island, and desiring that the said letter might be sent by their lordships' direction to Captain Bennet, was read ; whereupon ordered that the secretary write to Captain Bennet accordingly.

Trade.
Reference on the petition of Sir William Hodges.

The letter from the Earl of Sunderland, mentioned in the minutes of the 21st instant [*fo.* 377], referring to the Board the petition of Sir William Hodges, was again read, and Sir William Hodges attending at the same time, and being asked several questions in relation to the ships mentioned in the said petition, he said that those two designed from Cadiz to the Spanish West Indies, were only intended for the Honduras and no where else ; that this would be no detriment to the Jamaica trade, the Jamaica merchants sending no ships thither ; that the commodities he intended to bring from thence were indigo, hydes, parsaparilla, and other things of that nature, which would be afterwards imported into England

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in return of our woollen manufacture sent to Cadiz by the way of Gibraltar, and the ship intended for the whale fishery was to go to Finland for that purpose. Sir William Hodges being retired, ordered that the Jamaica merchants [*fo.* 390], have notice to attend the Board on Tuesday morning next, in order to enquire of them whether a trade carried on from Cadiz to the Honduras will anyway be prejudicial to the Jamaica trade.

Virginia and Maryland.
Merchants at the Board about the Act relating to gage of tobacco hogsheads,

Mr. Perry, Mr. Hide, Mr. Milner and other Virginia and Maryland merchants attending, and being asked whether they had anything to offer upon an Act passed in Maryland the 3rd of October, 1704, entituled *An Act ascertaining the gage of tobacco hoggsheads* [*fo.* 372], they said that they had several objections thereunto, but particularly against an Act pass'd there in March last upon the same subject, but being acquainted that their lordships had not yet received the last of the said Acts, they promised to bring their lordships in writing their objections to the first of the said Acts in a few days [*fo.* 394].

and the admeasurement of ships.

Then being asked what they had to offer upon Mr. Savage's letter of the 12th instant [*fo.* 371], relating to the admeasurement of ships, which was sent them some days ago, they said that they agreed with the method therein proposed for the admeasurement of ships, excepting only that they insisted upon the ships being measured from inside to inside, and not from out to out. Whereupon ordered that a letter be writ to Mr. Savage, desiring to know the reason why the Commissioners of her Majesty's Customes [*fo.* 389] propose that the ships be measured from outside to outside.

Trade.
Separate traders to Africa.

These gentlemen being further asked what benefit or disadvantage they find in the plantations by allowing seperate traders to the coast of Africa [*fo.* 383, 387], they said that the separate traders had furnished to the plantations above 800 negroes annually, since the passing the late Act, and that the company had sent none to Virginia or Maryland since, nor for seaven years before, that the said negroes (such as are merchantable) are sold from 25 to 26 a head; that the separate traders have paid to the company considerably more by the ten per cent. than the said company have laid out upon their forts and fortifications; and that the said seperate traders have no protection from the said forts, but on the contrary have received all the discouragement imaginable from the company's factors there.

December 1. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Trade.
Letter to Mr. Perry for several accounts from the Royal African Company.

Ordered that a letter be writ to Mr. John Perry, secretary to the Royal African Company [*fo.* 386, 393], for an account how often the said company have ballanced their books since 1698 to this time, and what those ballances amount to, and also that in the account already required from the said company, touching the ten per cent. paid them by the seperate traders, that he do add to the particular sums the names of the persons who have paid the same.

Pennsylvania.
Letter to Mr. Wilcox. Act for qualification of magistrates.

Further ordered that a letter be writ to Mr. Wilcox to hasten his answer to Mr. Penn's reply [*fo.* 335, 402] to his reasons against the Act about qualifications of magistrates &c. in Pensylvania, mentioned in the minutes of the 20th October last.

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A representation in pursuance of her Majesty's Order in Councill of the 21st of July last [*fo.* 316, 389], proposing the repeal of an Act past in Jamaica, entituled *An Act to provide an additional subsistence for her Majesty's officers and soldiers*, from the 1st of February, 170$\frac{6}{7}$, to the 1st of February following, was agreed and ordered to be transcribed.

Jamaica. *Representation for repealing an Act about subsistence of the soldiers, &c.*

Mr. Jones attending, and desiring that a report might be made upon the hearing at this Board the 11th of June last [*fo.* 218, 408], touching the complaints of the Councill and Assembly of Bermuda against him. Ordered that a draught of a representation be prepared thereupon accordingly.

Bermuda. *Mr. Jones. Representation to be prepared touching the complaints against him.*

December 3. Present:—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

A letter from Mr. Secretary Harly of yesterday's date, signifying her Majesty's pleasure that this Board do lay before the House of Commons such representations as have been presented to her Majesty by their lordships relating to convoys and cruizers for the last year, was read, and a report to the House of Commons [*fo.* 393] for that purpose, being laid before their lordships, was agreed and ordered to be transcribed.

Plantations General. Trade. *Letter from Mr. Secretary Harley requiring the representations about cruizers and convoys to be laid before the House of Commons.*

A letter from Mr. Savage, secretary to the Commissioners of her Majesty's Customes, in answer to one writ him the 28th of the last month [*fo.* 386], touching the admeasurement of ships, was read; and directions given for sending a copy of the said letter to Mr. Perry, to be communicated to the rest of the merchants trading to Virginia [*fo.* 394], and to acquaint him that, unless the said merchants had anything further to offer on that subject, their lordships did concur with the Commissioners of the Customes that the rule mentioned in Mr. Savage's former letter of the 12th of the last month is proper to be follow'd.

Virginia. *Letter from Mr. Savage, Secretary of Customs. Admeasurement of ships. Letter to Mr. Perry to be communicated to the merchants thereupon.*

A representation proposing the repeal of an Act past in Jamaica [*fo.* 388, 419], entituled *An Act to provide an additional subsistance for her Majesty's officers and soldiers &c.*, as agreed at the last meeting, together with a letter to the Earl of Sunderland, inclosing the same, were signed.

Jamaica. *Representation for repealing an Act about soldiers' subsistence. Letter to the Earl of Sunderland therewith.*

A copy of her Majesty's letter of leave for Henry Low, esquire [*fo.* 392], one of the members of the Council in Jamaica, to be absent from thence during the space of one year, from the first day of November last, was read, and thereupon ordered that the draught of a letter be prepared to the Earl of Sunderland, with the opinion of the Board that it would be for her Majesty's service, that matters relating to the plantations be communicated to them before her Majesty's pleasure be signified upon them.

Jamaica. *Copy of her Majesty's letter of leave for a counsellor's absence.*

Plantations General. *Draught of letter to the Earl of Sunderland. Matters fit to be communicated to the Board.*

Mr. Way, Mr. Whitchurch and other Jamaica merchants attending [*fo.* 385, 392], the petition of Sir William Hodges, mentioned in the minutes of the 28th of the last month, was read to them, and thereupon being asked whether the granting of passes to Spanish ships from Cales to the Honduras would be any ways prejudicial to the trade from Jamaica to the Spanish coast, they

Trade. Jamaica. *Merchants about Sir William Hodges's petition for four passes for Spanish ships.*

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said that it certainly would, for they trade all along the coast, and in the Bay of Honduras itself; and, though it may seem at first view to be of advantage to this kingdom that our woollen manufactures be exported by any way, yet the consequence of this proposed trade will be very detrimental, for it will supply the Spaniards in the West Indies by the way of Cales, with what they use to have by the way of Jamaica; so that the Spaniards by having a pass from her Majesty will trade securely and become the carriers, whilst we run the risk for want of the protection necessary of being taken by the enemy. And these gentlemen being desired to put their thoughts hereupon in writing [*fo.* 392], they promised to do it accordingly.

Jamaica.
Memorial from Mr. Way, &c. recommending Mr. Hodgkin to be of the Council.
Characters of Mr. Broderick and Mr. Stewart.

Then Mr. Way presented to their lordships a memorial signed by himself and others recommending Mr. Robert Hodgkin, Attorney General of Jamaica, as a fit person to serve her Majesty in the place of a counsellor in that island; and being asked their opinion of William Brodrick [M. *fo.* 50], lately recommended by the Governor, they said that he was a very ill man, and had so misbehaved himself formerly that, when he was in place, they could none of them sue for their just debts; much less could they hope for any justice, if he were now in the Council. And as to John Stewart, lately put into the Council, they said he was a surgeon and very poor, and therefore ought not, according to her Majesty's instructions, to have been put into that place.

December 4. Present:—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Plantations General. Jamaica.
Letter to Earl of Sunderland about Mr. Low's absence from Councill.

A letter to the Earl of Sunderland [*fo.* 340, 390, 421], relating to her Majesty's licence for Mr. Lowe to be absent from the Councill of Jamaica for a twelvemonth, as directed in yesterday's minutes, was agreed and signed.

Plantations General.
Letter from Mr. Savage about premium of naval stores.

A letter from Mr. Savage, of yesterday's date, enclosing an account of such naval stores from the plantations, as have received certificates of their goodness, in order to the allowance of the premium according to the late Act of Parliament in that behalf, was read.

Trade. Jamaica.
Merchants about trade from Cadiz to the Honduras.

A memorial from several merchants trading to Jamaica [*fo.* 391, 397], upon the petition of Sir William Hodges touching a trade to be carried on from Cadiz to the Honduras, mentioned in the minutes of the 28th of the last month, was read, but the said merchants being now to attend a committee of the House of Lords, they were desired to come again on Monday morning next, that their lordships might discourse with them further of this matter, which they promised to do accordingly.

Plantations General. Trade.
Report to the House of Commons.

A report to the House of Commons [*fo.* 389], agreed at the last meeting, was signed and delivered to Mr. Monckton, who promised to present the same to the House.

December 5. Present:—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

1707.

Trade.
Letter from the African Company with several accounts.

A letter from the African Company [*fo.* 387, 396], with the several accounts required from them by the secretary's letter of the 27th of the last month, and 1st instant, was read, and directions given for preparing a scheme out of the said accounts for their lordships' consideration.

Trade.
Letter from the Consul at Maderas about Consul at Lisbonne.

A letter from Sir Jeffry Jeffry's, of the 4th instant, inclosing a letter from Benjamin Hemming, esquire, consul for the Islands of Maderas [*fo.* 396 ; M. *fo.* 277], to their lordships, signifying that he has been acquainted by several merchants in London that Mr. Milner, consul at Lisbon, is endeavouring to unite the consulship of the Maderas to that of Lisbon, was read, and their lordships agreed to take the same into consideration when anything relating to that matter should come before them.

Virginia.
Merchants about admeasurement of ships.

Mr. Perry, Mr. Hyde and other Virginia merchants attending [*fo.* 389], upon the letter writ them the 3rd instant, inclosing the copy of one from Mr. Savage of the 2nd, touching the admeasurements of ships, they said that they could not comply with the admeasurement proposed by the Commissioners of the Customes, but would rather agree to that directed in an Act of Parliament of the sixth and seventh of King William (Keeble Statutes, volume the second, *fol.* 1749). Whereupon their lordships gave direction for preparing the draught of a representation for laying the Act for raising a publick revenue &c. [*fo.* 397], past in Virginia in 1705, wherein is the clause for admeasurement of ships complain'd of by the merchants, before her Majesty for her disapprobation.

Virginia. Maryland.
Memorial from the merchants touching an Act relating to the gage of tobacco hoggsheads.

A memorial from several merchants trading to Virginia and Maryland [*fo.* 385], against an Act past in Maryland in 1704, entituled *An Act ascertaining the gauge of tobacco hogsheads*, inserted in the book of Maryland laws (marked Nos. 16, *fo.* 35), was read, and the abovesaid merchants attending, they said that what they desired was that the Maryland hoggsheads, which are by that Act 48 inches in length and 32 diameter in the head, might be reduced to the size of the Virginia hoggsheads, as directed by an Act past in 1661, viz. :—43 inches in length and 26 inches diameter in the head, and the reason why it ought to be the same, they said, was that $\frac{2}{3}$rds of the tobacco in Virginia was the same sort of tobacco as that of Maryland.

After these gentlemen were retired, their lordships took notice that the Virginia Act, which they referr'd to, has been repealed by other Acts, and that there was an Act past in 1695, which makes the size of the hoggsheads 48 inches in length and 30 inches diameter in the head, which Act expired in 1702, but the same was re-enacted again in 1705, so that it appears that all the difference between the Virginia and Maryland hogsheads at present is only two inches diameter in the head, and therefore their lordships resolv'd to offer the Maryland Act, complained of by the merchants, to her Majesty for her royal approbation, when they shall have gone through the consideration of the rest of the Maryland laws.

December 8. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

1707.
Trade.
Letter to be writ the Consul of Maderas.

Upon consideration of the letter mentioned in the last minutes to be received from the Consul of Maderas [*fo.* 393, 399], together with a paper now laid before the Board, containing reasons for the Consul of the Maderas being independant of the Consul of Lisbonne, their lordships agreed that a letter be writ to him, acknowledging the receipt of his, and advising him to continue his utmost endeavours to get any burthens laid upon our trade taken off, particularly the imposition of the four hundred reis laid upon every pipe of wine ship'd at Maderas by the English mentioned in his foresaid letter.

Royal African Company's accounts.

Letter to the Secretary to attend with their accountant.

The secretary laid before their lordships a scheme of the accounts mentioned to be received from the Royal African Company at the last meeting [*fo.* 393], and there appearing several difficulties therein, order'd that a letter be writ to Mr. Perry, desiring him with Mr. Beaumont [*fo.* 399], accountant to the Company, to call at the office any morning this week.

Virginia.
Revenue Bill.

The secretary having given their lordships an account of the state of the Revenue Bill in Virginia, and the reasons for his not having prepared the draught of a representation, as directed at the last meeting [*fo.* 394, 399], ordered that the said state be drawn in writing to lay before their lordships.

Trade. Jamaica.
Merchants about Sir William Hodges's petition for passes to Spanish ships.

Mr. Way, Mr. Wood and other Jamaica merchants attending, and being asked several questions, upon the memorial they presented to the Board the 4th instant [*fo.* 392, 401], they said that besides the English woollen manufactures pretended to be carried by Sir William Hodges from Cadiz to the Honduras (which would be inconsiderable) the chief of the loading of that ship would be oyle, wine, brandy, olives, the produce of Spain, with linnens of the manufactures of France, which in that respect would be a prejudice to the Jamaica trade, for we furnish those parts with Germany linnen, exported from this kingdom to Jamaica; that the reason why the French ship mentioned in their petition left the coast of Honduras, and went to the Havana to sell her cargo, was that not agreeing with the inhabitants in their barter, demanding ⅔ money and ⅓ goods, he stayd so long upon that coast, till two Flushingers came in, who being superior in force to him, he retired to the Havana; and Mr. Wood added that he and Mr. Galdy keep two sloops continually imploy'd in the trade to the Honduras; that, as soon as one came into Jamaica, the other is fitted out, and make about 4 voyages a year; each voyage they carry between 1,500 and 2,000*l.* in goods in each sloop, and in the whole between 10 and 15,000*l.* a year.

Sir William Hodges to attend.

After these gentlemen retired, order'd that Sir William Hodges have notice to attend the Board on Wednesday morning next [*fo.* 401].

December 9. Present:—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Mr. Pulteney, Mr. Monckton.

Trade.
Corn and product of corn exported.

Doctor Davenant, Inspector General of her Majesty's Customs [*fo.* 376], attending, presented to their lordships an account of corn and the product of corn exported between the 25th day of December, 1703, and the 25th day of December, 1705.

1707.

Letter to the Consul of the Maderas.

The secretary laid before their lordships the draught of a letter to Mr. Benjamin Hemings, Consul of the Maderas [*fo.* 397], as directed in yesterday's minutes, was approved.

Maryland.
Laws considered.

Then their lordships proceeded in the consideration of the Maryland laws [*fo.* 372], and read two of the said laws.

Trade.
Improvement of woollen manufacture by African Company.

An account of the improvement of the woollen manufactures by the Royal African Company [*fo.* 397, 402], being received from Mr. Beaumont, was laid before the Board.

December 10. Present :—Earl of Stamford, Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Virginia.
State of the Revenue Act.

The secretary laid before the Board the state of the Virginia Revenue Act [*fo.* 397], which is as follows, viz. :—

In 1679 three Acts were sent to the Lord Colepeper under the broad seal of England, in order to be passed into Acts by the Assembly of Virginia (Virginia Entries, *vol.* 2[n]d, *fo.* 394, 395, 385).

The Assembly passed the said Acts, except only that they added two provisoes to the Revenue Act, which is one of the three Acts above-mentioned.

In October, 1680, the said Revenue Act so passed by the Assembly was laid before his then Majesty in Council, and was then by an Order in Council of the 14th of October, 1680, confirmed and finally ratified with one of the said provisoes, but by the said order the last of the said provisoes was disallow'd (Virginia Entries, *vol.* 2[n]d, *fo.* 392). Notwithstanding which order the said proviso has been ever since the year 1680 put in execution.

Letter to Mr. Attorny and Solicitor General with the said state, &c. for their opinion upon the following query's.

Whereupon ordered that the said state, together with a copy of the Order of Council therein mentioned, to be sent to Mr. Attorney and Mr. Solicitor General [*fo.* 417, 419] for their opinion upon the following query, viz. :—

Whether the words of ratification and confirmation of the said law, in the first part of the order, are made null and void, by the disallowing and making void the said proviso, as mentioned in the later part of the said order.

Trade.
Jamaica.
Sir William Hodges about his petition.

Sir William Hodges attending, the said memorial received from the Jamaica merchants the 4th instant [*fo.* 398, 408], containing their objections to his desire of a pass for a Spanish ship from Cales to the Honduras and back, was communicated to him ; whereupon he said that he was very glad to perceive that trade had been open'd by the Jamaica merchants, that it is not long since it was so. However, since they thought it would be such a prejudice to their trade, he submitted it, and would not insist upon it ; but as for the other pass for the ship intended for the whale fishery from Bilboa, he said he hoped there would be no objection thereunto, because the merchants of Bilboa, desiring the same, are daily sending considerable effects to this kingdom, in return of which they export our woollen manufactures. Whereupon ordered that inquiry be made, whether there be any persons in London that send ships upon the Greenland fishery.

Pass for the Spanish fishing ship insisted on.

1707.

Pennsylvania.
Memorial from Mr. Wilcox.
Act for qualification of magistrates.

Mr. Wilcox presented to their lordships a memorial, in answer to Mr. Pen's reply [*fo.* 387, 420] to his reasons against the Pennsylvania *Act for qualification of magistrates &c.*, which their lordships resolved to take into consideration at the first opportunity.

Trade.
African Company's debts.

Ordered that a letter be writ to Mr. Perry, secretary of the Royal African Company [*fo.* 399, 403] for an account of the debts of the said Company.

December 11. Present :—Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Leeward Islands.
Letter from the Governor.
Damages by a hurricane, &c.

A letter from Colonel Park, Governor of the Leeward Islands [*v. infra*, 403], dated the 8th of October last, relating to the damages done by a late hurricane there, the loss of several ships, the want of pay for the soldiers [*fo.* 409], and to the great want of nimble frigats to protect them from the French privateers, was read, and an answer thereunto was drawn up [*v. supra*], and signed.

Answer.

Letter to the Earl of Sunderland. thereupon.

A letter to the Earl of Sunderland [*fo.* 402], inclosing a copy of the foregoing letter, was signed.

December 12. Present :—Lord Dartmouth, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Trade.
African Company.

Their lordships took into consideration the several papers lately received from the Royal African Company [*fo.* 402, 405], and made several observations thereupon. And the said Company attending, and being asked several questions in relation to the said papers, they said that, as to their lordships' desire of having an account of the debts of the Company, signified in the secretary's letter of the 8th instant, that was included in the ballance of their books ; for that ballance contained the true real value of the Company's stock, all their debts paid ; so that as they alledge in the year 1706, the Company were really worth 176,594*l.* 14*s.* 2*d.*

As to the account of money called in by the Company, they said, that in 1698, after the passing the Act of Parliament, they agreed that whoever should pay to the Company 12*l.* should have a share and 57,096*l.* being paid in, there was 4,758 shares added to the Company, which makes them now in all 11,010½ shares.

As to the forts, they said that they had now most of those that were in the possession of the former Company before the passing of the present charter in 1672, excepting one or two which the Dutch took, but the Company took from the Dutch others instead of them.

That all the said forts have garrisons, and are well provided with arms, ammunition and other necessaries.

That the seperate traders have always had the protection of the said forts, when desired.

That they never made any settlement near the Portuguese in Angola.

After which these gentlemen being desired to let their lordships have a particular of the charge of the said forts, a list of the ships which are the property of the Company, and a list of the seperate traders, they promised to send the same to their lordships by their accountant on Monday next.

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December 15. Present :—Earl of Stamford, Lord Herbert of Cherbury, Mr. Pulteney, Mr. Monckton.

Trade.
Papers from the Royal African Company.

Mr. Beaumont, accountant to the Royal African Company [*fo.* 403], delivered to the secretary several papers which were laid before the Board, and are as follows, viz. :—

An account of the imports made by the said Company from the 24th June, 1698, to the 29th September, 1707.

A list of ships sent from England to Guinea by the said Company from the 24th June, 1698, to the 29th September, 1707, distinguishing what are the Company's ships and what are hired.

An account of exports made by private traders from the 29th September, 1702, to the 29th September, 1707.

Letter to their secretary for account of the Company's ships, how their ballances and their books arise, &c.

Whereupon ordered that a letter be writ to Mr. Perry [*fo.* 408] for an account of the number of the ships, their names and their tunnage, that are at this time the real property of the Company, and by them imployed in the trade ; as likewise to know how the several balances of the Company's books do arise ; and further that their lordships desire to see the particulars of the charges of the forts and fortifications as they stand in the said Company's books. And Mr. Pulteney [*fo.* 410] was desired to discourse with Mr. Beaumont, accountant general of the Company, thereupon.

Queries to the seperate traders.

Queries to be made for the seperate traders to Africa [*fo.* 419] were laid before the Board, and agreed, and thereupon ordered that copies thereof be sent to Mr. Benjamin Way, Mr. Robert Heysham, Mr. Joseph Martin, Mr. Isaac Milner, Mr. Daniel Waterhouse and Mr. John Tayler [*fo.* 418 ; M. *fo.* 1, 2], requiring them to communicate the said queries to the several merchants, and to return full answers to them (as strongly proved as may be) with all convenient dispatch.

Trade.
Letter from Mr. Knox. Pamphlet about woollen manufacture.

A letter from Mr. Thomas Knox, of this day's date, inclosing a pamphlet containing a brief account of the woollen manufactures of England, with relation to the prejudice it receives by the clandestine exportation of wooll from Ireland into France, was read.

Letter from Mr. Tresillian. Treatise about the herring and pilchard fishery.

A letter from Mr. Tresillian, of the 8th instant [*fo.* 288, 408], signifying his having sent up his treatise relating to the herring and pilchard fishery as desired by the secretary's letter of the 1st of July last. Whereupon ordered that the said book be sent for.

December 16. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Bermuda.
Memorial from Sir John Bennet about the difference between the Lieutenant Governor and Mr. Jones, &c.

A memorial from Sir John Bennet [*fo.* 416], setting forth that he had endeavoured in behalf of his brother, her Majesty's Governor of Bermuda, to come to an accommodation with Mr. Jones, secretary and provost marshall of that island, in relation to the complaints exhibited against him by the Council and Assembly there ; but that the said Jones's demands were so large that he could not comply therewith, and desiring to be heard thereupon, was read.

Report to be prepared.

Ordered that a report to her Majesty [*fo.* 388 ; M. *fo.* 8] upon the hearing relating to the said complaints be laid before the Board.

1707.
Trade.
Jamaica.
Letter to the Earl of Sunderland on Sir William Hodges's petition.

A letter to the Earl of Sunderland upon the petition of Sir William Hodges [*fo.* 401, 409], mentioned in the minutes of the 10th instant, was agreed, and ordered to be transcribed.

Trade.
Mr. Tresillian's treatise of the herring and pilchard fishery.

Mr. Tresillian's treatise relating to the herring and pilchard fishery [*fo.* 407; M. *fo.* 68] (mentioned in yesterday's minutes) being received, the same was laid before the Board.

December 17. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Trade.
Letter to Mr. Paggan with queries about African Company.

Ordered that a letter be writ to Mr. Peter Paggan, with the same queries as were sent on the 15th instant [*fo.* 406] to the other seperate traders to Africa.

Letter from Mr. Perry about ships belonging to the said Company.

A letter from Mr. Perry, secretary to the Royal African Company [*fo.* 405, 416], inclosing a list of 10 ships that are now the property of the said Company, was read.

Trade.
Jamaica.
Letter to the Earl of Sunderland on Sir William Hodges's petition.

A letter to the Earl of Sunderland, upon Sir William Hodges's petition [*fo.* 408], as agreed at the last meeting, was signed.

Newfoundland.
Letter from Mr. Merret about cloths and mony for the soldiers.

A letter from Mr. Solomon Merret, of yesterday's date, signifying that the *Advice* man-of-war, in which the mony and cloths for the soldiers at Newfoundland [*fo.* 204], was sent the last year, having met Commodore Underdown 3 or 4 leagues off of St. John's, he was obliged by the said Commodore to return to England without leaving the said mony and cloths there, was read.

Mr. Thurston at the Board thereupon.

And Mr. Thurston attending, and being acquainted therewith, he said that he had heard nothing of it; that the mony and cloths were sent by Captain Chamberlain, commander of the said ship, and he communicated to the Board a positive order from his Royal Highness to the said Chamberlain to carry and deliver the said mony and cloths to Newfoundland, and that he would make a further enquiry into that matter [*fo.* 415], and give their lordships an account thereof in writing.

Leeward Islands.
Want of pay for the soldiers.
Mr. Thurston's answer.

Then Mr. Thurston being acquainted with what Colonel Parke [*fo.* 402], writes in his letter of the 8th of October last, viz.:—That the soldiers there have not had any of their pay since their going over, he said that they received 800*l.* before their going from Ireland, and that he has since remitted to them 2,350*l.*, which if the regiment be compleat, will pay them to July last.

Trade.
Royal African Company.

Mr. Pulteney [*fo.* 406] acquainted their lordships that he had this day discoursed with the accountant of the Royal African Company, who attended here according to the desire of the Board of the 15th instant, and particularly that, having asked Mr. Beaumont how the ballance of 1698, which is 189,913–5[–0] did arise, he said that in that ballance was included the value of their ships and effects here and in Guinea, as also all the debts owing to the said Company, but he was not able to say what debts were good, and what not; and he own'd that there were several debts in the plantations, since the time of King Charles the second, still standing

1707.

out, that the ballances for the succeeding years were computed upon the same foot.

And Mr. Beaumont agreed that when the 12*l.* for share in 1698 was called in, there were 4,758 additional shares made; that the original shares in the Company were but 6,252½ shares; which together make up the present number of 11,010½ shares.

And if the 6,252½ share be computed at the same rate as the additional shares, then the real stock of the Company would be 57,787–5[–0] less than what the Company say the ballance of their books in that year amount to, and therefore he was not able to give any account thereof, otherwise than that he supposed the company had let in the 4,758 shares at a cheaper rate than they were really worth, which they might do to incourage those additional shares to enter into the company, they being at that time in need of money.

Then he was asked, how they computed their stock at 26*l.* 3*s.* 9*d.* per share, he said that was upon a supposition that all their debts in the plantations were good.

As to the charge of the forts and factories, he said that account was transmitted to them from their Governor General in Africa, and laid before the Cursitor Baron, who (no objections having been made to him by the seperate traders, some of whom had perused the said accounts at the Royal African Company house) had pass'd the same, and Mr. Beaumont produced their books, containing the said accounts, which consist of charges for repairing of the forts, for the Governor and other officers' salaries, for keeping a table for presents &c.

December 18. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Leeward Islands. *Letter from the Earl of Sunderland to know what's further necessary besides two frigats for those islands.*

A letter from the Earl of Sunderland, of the 15th instant, signifying that her Majesty had ordered 2 frigats [*fo.* 321] to be sent to the Leeward Islands, and desiring to know what may be further necessary to be done, was read.

Mr. Duport, agent for St. Christophers's opinion thereon.

And Mr. Duport, agent for St. Christopher's, attending, as he had been desired, the said letter was communicated to him, whereupon he acquainted their lordships that one man of war of 28 or 30 guns and another of 50 guns would be a great protection in those parts [*v. supra*], provided they were forthwith dispatch'd; and he proposed that the commanders of the said ships might be strictly enjoined by instructions from his Royal Highness the Lord High Admiral, constantly to cruize, as the service may require, during their stay in the Leeward Islands; and that they be likewise obliged to follow such further directions as they may from time to time receive from Colonel Park, Governor of the said islands, in relation to that service.

Provisions.

As to provisions [*fo.* 415], he said that of five of the prizes taken some time since by her Majesty's ships of war and carried into Ireland, and ordered by her Majesty from thence with provisions for the relief of the inhabitants of Nevis and St. Christopher's, only

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two of them arrived there, the other three having been lost in a storm; that the greatest part of the provisions on board the said two ships had been embezled, insomuch that 20*lb.* of beef was the most each family had to their share; but however he hoped that five other ships, that were freighted by the merchants from Ireland and others from New England, with provisions for the supply of those islands, were arrived by this time, but there being no ships of war now at the said islands, and the French privateers numerous, they may, at least some of them, have been intercepted; and therefore if her Majesty would be pleased to order 1,000 barrils of beef, 200 barrils of pork, and 400 barrils of flower, to be sent along with the ships of war, it would be a seasonable relief in case of the miscarriage of the foresaid provision ships; and that it would be requisite that the same might be disposed of by the Governor, with the advice and consent of the several councils in each respective island.

Nails, &c. for building.

Being also desired to give their lordships an account of what quantity of nails he thought would be necessary for rebuilding the houses destroyed by the late hurricane there [*fo.* 415], he said that 50 barrils of several sorts might do, and that it would be likewise convenient to send them some hinges and bolts; that as to shingles and boards they might furnish themselves from New England.

Condition of the regiment.

Then being asked if he knew whether any recruits were wanting to fill up the regiment in the Leeward Islands [*fo.* 415], he said he did not know, but that he had been informed the soldiers were in a miserable condition, being almost naked for want of cloaths; and he added that most of the officers were absent from the regiment, and that Lieutenant Peletran, a raw unexperienced officer (though otherwise a deserving man) was the only officer that commanded the three companies at Antego. This being a matter of importance, he thought it would be absolutely necessary for (*sic*) the officers belonging to the said regiment should be forthwith ordered to their respective ports.

Letter to be writ the Earl of Sunderland.

Ordered that a letter be prepared to the Earl of Sunderland thereupon [*fo.* 413, 414].

December 19. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Newfoundland.
Letter from Mr. Thurston. Commodore arrived. Mr. Latham sick, &c.

A letter from Mr. Thurston, agent for the soldiers at Newfoundland, to the secretary, acquainting him that Commodore Underdown and Captain Chamberlain [*fo.* 409], with the ships under his command, were making to the river, and that Mr. Latham was fallen sick in his way hither from Exeter, was read.

Leeward Islands.
Letter to the Earl of Sunderland. Men of war, provisions, regiment.

A letter to the Earl of Sunderland [*v. supra*], relating to two men-of-war, provisions, nails, bolts and hinges, necessary to be sent to the Leeward Islands, and to the regiment there, as directed in yesterday's minutes, was signed.

Bermuda.
Sir John Bennet about complaints against Jones.

Sir John Bennet attending [*fo.* 407], he acquainted their lordships that Dr. Holland was now arrived from the Bermuda Islands, and was ready to give an account of the complaints exhibited against Mr. Jones by the Council and Assembly, whenever their lordships should require the same. Sir John Bennet added in discourse, that the mean profits of the secretary's office during

Profits of Mr. Jones's offices.

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Mr. Jones's suspension had never been received by the Governor, but by Mr. Minors, who was appointed by Mr. Jones his deputy; that, if Captain Bennet received any of the said profits, it was only for that of provost marshal, which was very inconsiderable; however, he engaged that his brother should be answerable for them. He further added, that his brother was not a party to the present complaint against the said Jones, and therefore he desired that he might not be mentioned as such.

Trade. *Situation of Royal African Company's settlements on the negroes coast.*

A memorial from the Royal African Company [*fo.* 408, 418], with an account of the situation of the several settlements on the negroes coast, delivered by Mr. Perry, secretary to the African Company, was laid before the Board, and read.

Virginia. *Revenue Act. Extracts of Governors' commissions sent to Mr. Attorny and Solicitor General about passing laws.*

Ordered that the secretary send to Mr. Attorney and Mr. Solicitor General the extract of the Lord Culpepper's commission for the government of Virginia, dated the 6th December, 1679, directing the manner of passing laws in that colony, as also an extract of her Majesty's commission to Colonel Hunter, for the said government, upon the same subject, for their information in order to their report upon the Act of Revenue [*fo.* 400], sent them the 10th instant.

December 22. Present:—Earl of Stamford, Lord Herbert of Cherbury, Mr. Pulteney, Mr. Monckton.

Trade. *Letter from Mr. Secretary Harley to lay what has been done about woollen manufacture in Austria before the House of Commons.*

A letter from Mr. Secretary Harley, of the 20th instant, signifying her Majesty's pleasure that this Board do lay before the House of Commons what has been done in relation to the prohibition to the woollen manufactures in Austria, was read; whereupon the following papers were copied, and Mr. Monckton desired to present the same to the House, viz.:—

List of papers relating thereto, July the 30th, 1701.

No. 1. Copy of a letter from Mr. Yard [B. *fo.* 216], inclosing one from Mr. Stepney to Mr. Secretary Hedges, relating to a woollen manufacture set up at Lintz, dated the $\frac{3}{13}$ of July, 1701.

March 15th, 1702-3.

No. 2. Copy of a letter from Mr. Stepney [C. *fo.* 30] to the secretary to the Commissioners of Trade and Plantations, dated the 1st March, $170\frac{2}{3}$.

January 9th, 1705-6.

No. 3. Copy of Mr. Stepney's memorial [D. *fo.* 1] to the Emperour upon the setting up a woollen manufacture at Lintz &c., dated the 30th December, 1704.

April 16th, 1706.

No. 4. Copy of a memorial from Mr. Burridge [D. *fo.* 21], in behalf of several merchants of Exeter, complaining of the Emperour's prohibiting of our perpetuanas and serges in Austria.

Trade. *Letter from Mr. Waterhouse in answer to queries about trade to Africa.*

A letter from Mr. David Waterhouse [*fo.* 416] of the 19th instant, in answer to the secretary's letter of the 15th instant, inclosing several queries relating to the trade to Africa, signifying that he could not give any particular answers to the said queries, was read.

December 29. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

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Trade.
Letter to the seperate traders to Africa for answer to queries.

Ordered that the secretary write to the seperate traders to Africa [*fo.* 406], desiring their answer, as soon as possible, to the queries sent them the 15th instant, or at least to such of the said queries as they can at present make answer to.

Virginia.
Letter to Attorney and Solicitor General. Revenue Act.

Ordered that a letter be writ to Mr. Attorney and Mr. Solicitor General [*fo.* 400, 424], to hasten their report upon the late state of the case of an Act past in Virginia, sent them in the secretaries letter of the 10th instant.

Jamaica.
Order on representation repealing the Act about soldiers' subsistence.

Letter to be prepared to the Governor.

An Order of Council of the 18th, upon a representation of the 3rd instant [*fo.* 389], for repealing an Act passed in Jamaica, intituled *An Act to provide an additional subsistance for her Majesty's officers and soldiers, from the first of February,* 1707, *to the first of February following,* approving the said representation, was read; and thereupon ordered that a letter be prepared for transmitting the said order to Brigadier Handasyd, Governor of that island [*fo.* 422].

Pennsylvania.
Act about magistrates.

Their lordships gave directions for preparing a representation upon the Act of Pennsylvania [*fo.* 402, 422], relating to the qualification of magistrates &c.

Newfoundland.
Letter from Major Lloyd.

A letter from Major Lloyd, commander of the garrison at St. John's in Newfoundland, dated the 21st of October last, inclosing a muster roll of the company [M. *fo.* 4], and copy of an account of the damages done the French in their northern fishery by Commodore Underdown and himself, was read.

Maryland.
Letter from Colonel Seymour.

Papers therein referr'd to.

A letter from Colonel Seymour, Governor of Maryland, dated the 10th of September, 1707, was read, and the papers therein referr'd to laid before the Board, and are as follows, viz. :—

Copy of an address [*fo.* 424], from the Governor, Councill and Assembly of Maryland, to her Majesty, about settling the boundaries between that province and Pennsylvania.

Journal of the Committee of Accounts in March, 1707.

Minutes of the Council in Assembly in Maryland, from the 26th March, 1707, to the 15th of April following.

Minutes of Assembly of Maryland, from the 26th of March, 1707, to the 3rd of April following.

Laws past in April, 1707 [M. *fo.* 1].

Letter to the Earl of Sunderland. with the address.

Whereupon ordered that a letter be prepared to transmit the fore-mention'd address to the Earl of Sunderland, to be laid before her Majesty.

December 30. Present :—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney.

Maryland.
Letter to the Earl of Sunderland with address.

A letter to the Earl of Sunderland, inclosing the address from Maryland [*fo.* 420], relating to the boundaries between that province and Pennsylvania, mentioned in yesterday's minutes, was signed.

Plantations General.
Circular letters about attendance of counsellors.

Circular letters to the several Governors in America [*fo.* 392], inclosing her Majesty's letters to them, relating to the attendance of the members of the several Councills, were signed.

Pennsylvania.
Representation upon Act about magistrates.

A representation upon the Pennsylvania Act [*fo.* 420 ; M. *fo.* 21], relating to the qualification of magistrates, together with a letter inclosing the same to the Earl of Sunderland, were signed.

1707.

Jamaica.
Letter to the Governor. Act about soldiers' subsistence.

A letter to Brigadier Handasyd, Governor of Jamaica [*fo.* 420], as directed in yesterday's minutes, was agreed and signed.

Newfoundland.
Letter from Commodore Underdown. Papers therein referr'd to.

A letter from Captain Underdown, Commodore of the Newfoundland convoy, dated the 28th of last month, was read, and the papers therein referr'd to laid before the Board, which are as follow, viz. :—

Commadore Underdown's answer to the usual heads of inquiry relating to Newfoundland for the year 1707.

Survey of the provisions in the fort at St. John's in Newfoundland, taken the 28th of June, 1707.

Survey of the stores and ammunition in the forts at St. John's, taken the 7th of October, 1707.

Muster Roll of the company at St. John's in Newfoundland, taken the 25th of July, 1707 (being the same with that transmitted by Major Lloyd mentioned in yesterday's minutes).

December 31. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Ireland.
Order of Committee of the House of Lords.

An order of the 29th instant from a committee of the House of Lords appointed to consider of the report of this Board [*fo.* 382], which was laid before their lordships the 28th of November last, requiring the directions the Board at any time received, to propose to the merchants trading to the plantations the bearing the charge or any proportion of the charge in fortifying Crook Haven in Ireland, to be laid before the said committee, was read ; and thereupon the copies of 2 letters from Sir Charles Hedges, then Secretary of State, were delivered to the Earl of Stamford, and his lordship desired to lay the same before the said committee.

Charge of fortifying **Crook Haven.**

Newfoundland.
Agent for the soldiers to attend with Captain Chamberlain.

Ordered that Mr. Thurston, agent for the soldiers at Newfoundland, have notice to attend the Board on Monday morning next, and that he bring along with him Captain Chamberlain, commander of her Majesty's ship *Advice* [M. *fo.* 3], by whom the cloaths, money and provisions for the garrison at Newfoundland were sent the last year.

Virginia.
Revenue Act. Attorney and Solicitor General's report.

A report from Mr. Attorney and Mr. Solicitor General upon the state of the Revenue Act in Virginia [*fo.* 419 ; M. *fo.* 1], sent them the 10th instant, was read ; whereupon their lordships gave directions for finishing the draught of a representation thereupon.

Journal of the proceedings of Her Majesty's Commissioners for promoting the trade of this Kingdom, and for inspecting and improving her plantations in America and elsewhere, from the second January, 1707-8, to the twenty-eighth January, 1708-9.

M.

1707–8.

January 2. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Virginia. *Representation upon the Revenue Act.*

A representation upon an Act past in Virginia in 1705 [L. *fo.* 424 ; *fo.* 3], entituled *An Act for raising a publick revenue for the better support of the Government of this her Majesty's colony and dominion of Virginia, and for ascertaining the salary of the Councill,* was agreed, and ordered to be transcribed.

Maryland. *Letter to Mr. Attorney General with laws.*

Ordered that the laws transmitted with Colonel Seymour's letter of the 10th of September last, mentioned in the minutes of the 29th of the last month [L. *fo.* 421 ; *fo.* 61], be sent to Mr. Attorny General for his opinion on such of the said laws as are of a publick nature only.

Trade. *Answer of seperate Traders to Africa to queries &c.*

Extract of a letter and copies of affidavits delivered by them.

Mr. Paggen, Mr. Way, Mr. Milner, Mr. Harris and other merchants attending in relation to the trade to Africa [L. *fo.* 406], presented to their lordships their answer to the queries sent them the 15th of the last month, together with a supplement to the said answer. They also delivered to the Board an extract of a letter from Captain Paul Sorrel, dated at Portsmouth the 27th of the last month, with copies of two affidavits, the one of the said Sorrel's, the other of John Love, in confirmation of what is contained in the foregoing papers.

Mr. Way's answer to queries.

Mr. Benjamin Way likewise presented to their lordships his answer to the like queries sent him the aforesaid 15th of the last month [L. *fo.* 406]. Mr. Harris also presented a paper containing some heads of inquiries to be considered touching the trade to Africa, all which papers were read.

Mr. Harris's heads of inquiries about African trade.

Query about charge of forts &c. to be explain'd.

But it being observed that these gentlemen had not fully answered the 6th query, relating to the charges of the forts and factories in Africa [*fo.* 11], their lordships desired them to explain that matter in writing, which they promised to do accordingly.

January 5. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Virginia. *Representation upon Revenue Act sent my Lord Sunderland.*

A representation for repealing an Act past in Virginia in 1705 [*fo.* 1, 45], for raising a publick revenue there, together with a letter inclosing the same to the Earl of Sunderland, were signed.

1707–8.

Captain Chamberlain, commander of her Majesty's ship the *Advice*, attending as ordered the 31st of the last month [L. *fo.* 424], and being asked several questions in relation to his not delivering at Newfoundland the mony and cloaths for the soldiers there; he said that about seven leagues from St. John's harbour he met Commodore Underdown returning to England; that there were with him about 30 sail of merchant ships; that had Captain Chamberlain gone into the harbour to deliver the money and cloaths, the wind being off the coast, it would have been next morning before he could have got in, and in all probability he should have lost the homeward bound fleet. And Commodore Underdown, being the only convoy to that fleet, he thought it to be of more importance to take Captain Chamberlain along with him, and therefore ordered him accordingly. Besides Commodore Underdown acquainted the said Chamberlain that the soldiers having got considerable plunder from the French, they were not in any immediate want of mony or cloaths.

Newfoundland. *Capt. Chamberlain about his not delivering the mony and cloaths sent the soldiers.*

Mr. Latham, late engineer at Newfoundland, being lately arrived from thence, attending, and being asked the state of the forts and stores of war, provisions &c., he promised to give their lordships the same in writing in a short time.

Mr. Latham. State of forts and stores.

Mr. Thurston attending, the muster roll of the Company at Newfoundland, lately received from Commodore Underdown and Major Lloyd, was delivered to him [L. *fo.* 420], and he was desired to bring Commodore Underdown to the Board [*fo.* 5] on Wednesday morning next.

Mr. Thurston. Muster Roll deliver'd him.

Ordered that paragraph F. of Captain Lloyd's letter of the 21st of October last [*fo.* 5], in favour of Mr. Latham, be sent to the Board of Ordnance.

Letter to Board of Ordnance. Latham.

Ordered that the 4th paragraph of the African Company's petition alledging *that the Company's factors having opportunity, confederate with the captains of private traders, in defrauding the Company*, be sent to Mr. Peter Paggen [*fo.* 8], to be communicated to the rest of the separate traders for their answer.

January 7. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

A letter to the Board of Ordnance, inclosing paragraph F. of Major Lloyd's late letter in favour of Mr. Latham [*fo.* 4], as directed at last meeting, was signed.

Newfoundland. *Letter to Board of Ordnance. Mr. Latham.*

Commodore Underdown attending, as directed at the last meeting [*fo.* 4], and being asked several questions in relation to his bringing back the *Advice* man-of-war from Newfoundland, he said that he met Captain Chamberlain, commander of the *Advice*, about seven leagues from St. John's Harbour, who delivered him his Royal Highness's orders for bringing the *Advice* back with him; and what he further added upon this subject, was to the same purpose as what Captain Chamberlain said at the Board the 5th instant. He added that the soldiers at his coming away, were, by the plunder they had got from the French, better cloathed than they were the last years; that the company was full, and he believed Major Lloyd

Commadore Underdown about mony and cloathing for the soldiers &c.

1707–8.
Recruits.

recruited the same by inlisting of green men that go in the fishing ships to Newfoundland ; and he further added that Major Lloyd had subsisted the Company out of his own money. And he being desired to send their lordships a copy of his foresaid orders [*fo.* 13], he promised to do the same.

Proprieties.
Order of Committee of House of Lords. Charge against the Proprieties &c.

An order from the Committee of the House of Lords appointed to consider the report of this Board, delivered in the 28th of November last, requiring a copy of the charge prepared by this Board against the Proprieties [*fo.* 8], as also the opinion of the Attorney and Solicitor General in relation to the said Proprieties, was read, and directions given for laying the said papers before the Board accordingly. And a report of Mr. Attorney and Mr. Solicitor General to her Majesty, upon an extract of the representation of this Board, dated the 10th of July, 1704, relating to the Proprietary and Charter Governments, being communicated from the Councill Office, the same was read, and a copy thereof taken.

New England Proprieties.

January 8. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Trade.
Dr. D'Avenant's account of gold and silver exported.

Dr. Davenant, Inspector General of the Customs, presented to their lordships the following accounts :—

An account of gold and silver exported between the 29th of September, 1704, to the 29th of September, 1707.

Wooll imported from Ireland.

An account of wooll imported from Ireland, between the (*sic*) 24th of June, 1707, which were read.

Bermuda.
Representation. Complaints against Jones.

Their lordships took into consideration the draught of a representation upon the complaints against Mr. Jones, secretary and provost marshall of Bermuda [L. *fo.* 408 ; *fo.* 22], and made a progress therein.

January 9. Present :—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Trade.
Letter to Mr. Paggan on the petition of the African Company.

Ordered that the secretary write to Mr. Peter Paggan for his answer to a letter writ him the 5th instant [*fo.* 5, 16], relating to an allegation in the 4th article of the petition of the Royal African Company to her Majesty.

Proprieties.
Papers relating to misfeazances of Charter Governments sent to the House of Lords.

The secretary, as directed the 7th instant, laid before the Board the papers required by an order from the Committee of the House of Lords, touching the irregularities of the Proprietary and Charter Governments [*fo.* 6], which were delivered to the Earl of Stamford, to be laid before the said Committee by his lordship.

List of papers aforesaid.
1704, *July the* 10*th.*

The said papers are as follows, vizt. :—

Extract of a representation from the Commissioners of Trade and Plantations to her Majesty, dated the 10th of July, 1704, upon Colonel Dudley's letter of the 20th April, 1704, relating to Rhode Island's refusing assistance to the Massachusets Bay &c. [New England, E. *fo.* 361].

Copy of a report of Mr. Attorney and Solicitor General to her late Majesty in 1694, relating to Pennsylvania, mentioned in the foregoing extract [Pensilvania Entries, *fo.* 43].

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Copy of an order of the 3rd of August, 1704, refering the foregoing extract to Mr. Attorny and Mr. Solicitor General for their report thereupon to her Majesty [New England, E. *fo.* 379]. *August 16th.*

Copy of the report of Mr. Attorney and Mr. Solicitor General in pursuance of the foregoing order.

Charge against the proceedings of the Charter Government of Connecticut [Proprieties, E. *fo.* 140].

Charge against the proceedings of the Charter Government of Rhode Island [*Ibid.*, *fo.* 134].

Copy of a representation from the Commissioners of Trade and Plantations to her Majesty of the 20th of December, 1705, upon Colonel Dudley's letter of the 25th of July foregoing, relating to Connecticut and Rhode Island &c. [New England, F. *fo.* 65]. 1705. *December the 20th.*

Copy of an Order of Councill on the foresaid representation, directing the Commissioners of Trade and Plantations to lay before her Majesty, the misfeazances of the Proprieties [*Ibid.*, *fo.* 68]. 1705-6. *January 2nd.*

Copy of a representation from the Commissioners of Trade and Plantations to her Majesty, of the 10th January, $170\frac{5}{6}$, touching the misfeazances of the Proprietary and Charter Governments [Proprieties, E. *fo.* 238]. *January 10th.*

Copy of her Majesty's Order in Council of the 7th of February, $170\frac{5}{6}$, directing the said representation to be lodged with Mr. Secretary Hedges [*Ibid.*, E. *fo.* 320]. *February 12th.*

Copy of a letter from Mr. Secretary Hedges to the Commissioners of Trade and Plantations, inclosing the draught of a Bill relating to the Proprietary Governments, dated the 18th of February, $170\frac{5}{6}$ [*Ibid.*, E. *fo.* 323]. *February 19th.*

Copy of a letter from the Commissioners of Trade and Plantations, to Mr. Secretary Hedges, returning the draught of a Bill relating to the Propriety and Charter Governments in America, with some amendments, dated the 19th February, $170\frac{5}{6}$ [Proprieties, E. *fo.* 324, 325]. *February 20th.*

Newfoundland. *Answers of the Commodores under consideration.*

Then their lordships took into consideration the answers of the Commodores of the Newfoundland Convoys [*fo.* 58] to the heads of enquiries that have been given them for the years 1701, 1702, 1704, 1706 and 1707, and made some progress therein.

Trade. *Merchants about African Company.*

Mr. Way, Mr. Harris, and Mr. Milner attending, presented to their lordships a suppliment to their answer to the 6th query relating to the trade to Africa [*fo.* 2], which had been sent them the 15th December last, as also another paper containing further remarks relating to the 10 *per cent.* paid to the Company by seperate traders, which were read. They also presented to their lordships their proposals for enlarging and improving the trade to Africa in a regulated Company as that to Turkey or Russia, which was also read.

January 12. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

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Plantations General. *Order of House of Lords for preparing the draught of an Act about rates of foreign coine.*

An order from the Committee of the House of Lords of the 10th instant, directing this Board to prepare the draught of an Act of Parliament for establishing the rate and value of the foreign coins in the plantations [*fo.* 14, 18], was read, and directions given for preparing the said draught accordingly.

Barbadoes. *Letter from the Governor.*

A letter from Mr. Crow, Governor of Barbadoes, dated the 12th of November last, was read.

Mrs. Sharp at the Board with Minutes of Assembly about Holder and Cleland.

Mrs. Sharp attending, presented to their lordships a copy of the minutes of Assembly of Barbadoes of the 3rd and 6th of November last [*fo.* 65], relating to Colonel Holder and Colonel Cleland, which were read. She also communicated to the Board a letter from Colonel Sharp to herself, relating to the present disorders in that island, which was read.

Newfoundland. *Letter from the Commodore about his instructions.*

A letter from Commodore Underdown of this day's date to the secretary, promising to lay before this Board a copy of his instructions [*fo.* 6], so soon as he shall have obtained leave from his Royal Highness so to do, was read.

Barbadoes. *Order of Council on representation for Mr. Frere's being of the Council.*

Copy of an Order of Councill of the 18th of December last, upon a representation of the 21st of October foregoing [L. *fo.* 335], proposing that Colonel Tobias Frere be restored to his place in her Majesty's Councill of Barbadoes, which he formerly held, approving the said representation, was read.

Order of Council on representation for Mr. Pilgrim's being of the Councill.

Copy of another Order of Councill of the same date, upon the same representation [L. *fo.* 335], proposing Major John Pilgrim to be a member of her Majesty's Councill in Barbadoes, approving the said representation, was read.

January 13. Present :—Earl of Stamford, Lord Herbert, Mr. Pulteney.

Barbadoes. *Major Pilgrim about Mr. Beresford.*

Major Pilgrim attending, communicated to their lordships a letter which he received from Mr. Beresford, signifying that having received her Majesty's order for confirming him of the Councill of Barbadoes [L. *fo.* 265 ; *fo.* 39], of which he had been made a member by the late president, Colonel Sharp, Mr. Crow refused to admit him, unless he came in after those which have lately been put in by himself.

Plantations General. *Draught of a Bill about coin.*

The draught of a Bill for establishing the rate and value of the foreign coines in the plantations was agreed [*fo.* 12, *vide infra*], and ordered to be transcribed.

Jamaica. *Memoriall from Mr. Wood about Spanish trade.*

A memorial from Mr. William Wood, setting forth how far the encouraging and protecting the trade from Jamaica to the Spanish West Indies is of advantage to this kingdome &c., was read.

January 15. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Plantations General. *Letter to Mr. Attorney General with the draught of a Bill about rate of foreign coin.*

A letter to Mr. Attorney General, inclosing the draught of a Bill for settling and ascertaining the current rates of foreign coins in her Majesty's colonies and plantations in America [*vide supra*, *fo.* 17], together with a copy of her Majesty's proclamation for settling the rates and values of the said coins in the plantations [I. *fo.* 78], as also a computation by Sir Isaac Newton of the weight

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and value of the said coins [I. *fo.* 74], desiring him to inform their lordships whether the frame of the said draught (which is agreable to the form of the said proclamation) will answer the end for which it is designed, or whether it will be more effectual, in case the several species of foreign coin be specified in the enacting clause of the Bill aforemention'd, was signed.

Newfoundland. *Memorial from Mr. Merret about convoys.*

Mr. Solomon Merret attending, presented to their lordships a memorial signed by several merchants trading to Newfoundland [*fo.* 17], relating chiefly to early convoys, which was read, and their lordships resolved to take the same into consideration at the first opportunity.

January 16. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Trade. *Memorial from the seperate traders to Africa.*

Mr. Richard Harris and Mr. Isaac Milner attending, presented to the Board a memorial signed by themselves and other merchants, in answer to a letter to Mr. Paggan, upon an assertion of the Royal African Company [*fo.* 8, 356], setting forth that the Company's factors having opportunity, confederate with the private traders to defraud the Company, and giving reasons why forts are not necessary to their trade, was read : the said gentlemen added in discourse that when they had leave from the said Company to inspect their books in relation to forts &c., Mr. Beaumont, their accountant, had refused to admit them to take any notes.

Trade. *Draught of a representation on African trade under consideration.*

Then their lordships took into consideration the draught of a representation upon the petition of the Royal African Company to her Majesty [*fo.* 18], and made some progress therein.

January 19. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Newfoundland. *Petition from Pool about early convoys.*

Sir William Phiphard attending, presented to their lordships a petition from the mayor, merchants and other inhabitants of Pool, trading to Newfoundland [*fo.* 15], praying early convoys for that trade, which was read.

Plantations General. *Bill about coin returned by the Attorney and Solicitor General.*

The secretary acquainted their lordships that Mr. Attorney and Mr. Solicitor General, upon their returning to him the draught of a Bill relating to the rates of foreign coin in the plantations sent to Mr. Attorney the 15th instant [*fo.* 14], had said that they had no objection to the same, but that they had desired to be excused from giving any opinion thereupon in writing, for that they being members of Parliament, the said Bill might probably come before the House of Commons, and therefore they were not willing to prejudge the same.

The foregoing Bill &c. delivered to my Lord Herbert,

Then the draught of the said Bill, together with a copy of her Majesty's proclamation for settling the rates and values of foreign coines in the plantations [*fo.* 15], as also a computation of Sir Isaac Newton [*ibid.*], of the weight and value of the said coines, were delivered to my Lord Herbert, and his lordship desired to lay the same before the Committee of the House of Lords [*fo.* 12], pursuant to their lordships' order mentioned in the minutes of the 12th instant.

to lay the same before the House of Lords.

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Trade.
Draught of report on African trade under consideration.

Their lordships again took into consideration the draught of a representation on the petition of the Royal African Company to her Majesty [*fo.* 16, *vide infra*], mentioned in the minutes of the 16th instant, and made a further progress therein.

January 20. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Trade.
Report on trade to Africa under consideration.

Their lordships again took into consideration the report [*vide supra ; fo.* 42] relating to the trade to Africa (mentioned in yesterday's minutes), and made a further progress therein.

The Royal African Company summon'd.

Ordered that a letter be writ to Mr. Perry, secretary to the Royal African Company [*fo.* 25], to acquaint him that the Board desire to speak with any of the members of the said Company on Fryday morning next.

Papers from Mr. Pollexfen about African trade.

The secretary having received two papers from Mr. Pollexfen relating to the trade to Africa [*fo.* 25], he laid the same before the Board, which are as follows : vizt.

Copy of some observations upon the patent of the Royal African Company, given the 2nd of July, 1677.

Considerations on the trade of Africa, humbly offered to the honorable House of Commons, in behalf of the Bill now before them.

January 21. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

New York.
Copy of order of Councill on representation upon the Act about Bayard and Hutchins.

Copy of an Order of Councill of the 8th instant, upon a representation of the 3rd of November last [L. *fo.* 356], for confirming an Act transmitted from New York in 1704, entituled *An Act declaring the illegality of the proceedings against Colonel Bayard and Alderman John Hutchins, for pretended high treason and for reversing and making null and void the said judgment and all proceedings thereon*, approving the said representation, and confirming the said law, was read.

Copy of Order repealing an Act with the like title.

Another copy of an Order of Councill of the same date, upon the same representation [*ibid.*] upon another Act of New York, with the like title as the former, transmitted hither in 1705, repealing the said Act, was read.

Proprieties.
Copy of Order on representation about coin.

Copy of an Order of Councill of the 8th instant, upon a representation of the 10th of June last [L. *fo.* 216, *vide infra*], relating to the disobedience of the Charter and Propriety Governments to her Majesty's proclamation for settling the rates of foreign coin in the plantations, referring the same to Mr. Attorney and Mr. Solicitor General to consider the said representation [*fo.* 45], and to report to her Majesty thereupon, was read.

Maryland.
Copy of Order on representation about Sir Thomas Lawrence's complaints.

Copy of an Order of Councill of the 8th instant, upon a representation of the 23rd of October last [L. *fo.* 340], relating to the complaints of Sir Thomas Lawrence, secretary of Maryland, approving the said representation, and directing the Earl of Sunderland to prepare a letter for her Majesty's royal signature thereupon to Colonel Seymour [*fo.* 38], was read.

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Copy of an Order of Councill of the 8th instant, upon a representation of the 30th of December last [L. *fo.* 422], proposing the repeal of an Act past in Pennsylvania, entituled *An Act directing the qualifications of all magistrates and officers, also the manner of giving evidence*, approving the said representation, was read.

Pennsylvania. *Copy of an Order on representation for repealing the Act about qualification of magistrates.*

A letter from Mr. Solicitor General to the secretary [*vide supra*], signifying that it will be necessary for him and Mr. Attorny General to have copies of the charters granted to the Proprietary Governments, to enable them to answer such questions as their lordships may propose to them in relation to the said Governments, and offering that his clerk should transcribe the same, was read ; whereupon ordered that the books in this office, wherein the said charters are entred, be delivered one at a time to his clerk, and that he do give a receipt upon the delivery of each book for the return thereof, when he shal have done with the same.

Proprieties. *Letter from Mr. Solicitor General for copies of Charters granted Proprietors.*

Their lordships took into consideration the draught of a report upon the complaints of the Councill and Assembly of Bermuda against Mr. Jones, secretary and provost marshall of that island [*fo.* 8, 50], and made some progress therein.

Bermuda. *Jones.*

January 22. Present :—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

A memorial from Mr. Thurston touching necessaries to be sent to the soldiers at St. John's in Newfoundland, was read ; whereupon a representation relating to the said necessaries and convoys [*fo.* 44], together with a letter to the Earl of Sunderland, inclosing the same, were agreed and signed.

Newfoundland. *Memorial [from] Mr. Thurston about necessaries for soldiers. Letter to the Earl of Sunderland with representation thereupon.*

A letter from Colonel Dudley, Governor of the Massachusets Bay, dated the 10th of October last, was read.

Massachusets. *Letter from the Governor.*

A new Privy Seal, dated the 21st instant, for the establishment of this commission being passed and brought to the Board, and there being eleven hundred and fifty pounds for the secretary, and the rest of the officers employed in the service of this commission, the secretary laid before their lordships the state of the office, as follows, vizt. :

Miscellanies. *New Privy Seal for establishment of this Commission.*

State of the office.

	Per annum. *l.*	*s.*	*d.*
For himself, as secretary	500	0	0
For Adrian Drift, deputy secretary or chief clerk	100	0	0
For William Barker, clerk	80	0	0
For Bryan Wheelock, clerk	70	0	0
For Maurice Carrol, clerk	60	0	0
For Justinian Loggan, clerk	50	0	0
For Nathaniel Estwick, clerk	50	0	0
For Samuel Gellibrand, clerk	40	0	0
For Matthew Bertin, clerk	40	0	0
For Daniel Child, doorkeeper	40	0	0
For Samuel Clark, doorkeeper and assistant messenger	45	0	0
For John Gray, messenger and assistant doorkeeper	45	0	0
For Mary Wright, necessary woman	30	0	0
In all amounting to the aforesaid summe of..	1,150	0	0

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January 23. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Barbadoes.
Memorial from Sir Francis Windham complaining of Mr. Crow's decreeing in his own cause.

Sir Francis Windham attending, presented to their lordships a memorial setting forth that in right of his wife he is by a judgment obtained in the Court of Common Pleas in Barbadoes against the late Sir Willoughby Chamberlain, deceased, entituled to 1,600 pounds, besides a trust of 4,000 more still owing from the estate of the said Sir Willoughby, and that Mr. Crow, Governour of that island, sitting as Chancellor in his own cause, has overturned all his proceedings, and obtained a decree in his own favour in three Chancery Courts &c., which was read.

Leeward Islands.
Order of Council on representation upon two Acts about Governor's house rent.
Draught of instruction to be prepared.

An Order of Councill of the 8th instant, upon a representation of the 7th of November last [L. *fo.* 360], upon two Acts past in the Leeward Islands for house rent for Colonel Park, Governor of the said islands, approving the said representation, and directing this Board to prepare the draught of an instruction to the said Colonel Park thereupon [*fo.* 42], was read, and directions given for preparing the same accordingly.

Trade.
Royal African Company.
Proof of the allegations of their petition &c.

Mr. Pinder, Deputy Governor of the Royal African Company, with other members of the said Company attending, according to appointment [*fo.* 19], and being asked how they made good the allegations of their petition, they said that as to the first, *that the ten per cent. does not near answer the charge of the forts and castles,* that does appear by the accounts of the said charge, and the account of the ten per cent. delivered into their lordships.

As to the 2nd, *That the blacks enjoy the whole benefit of the trade, by advancing the price of negroes and depretiating the value of our commodities,* they said that the price of negroes, which is now about ten pound per head in Africa (whereas formerly it was not above 3*l.*) is a sufficient proof; and they inferr'd that this is occasioned by the private traders, for that they beleive the negroes are not so dear in the places where the private traders do not interfere with the Company, as on the coast of Angola, Calabar, and other places towards the Cape of Good Hope. And they owned that Widdah is one of the places from whence the greatest quantities of negroes are had.

As to the 3rd, *That the blacks grow insolent, and are incouraged by private traders to insult the Company's Forts &c.*, they said that they were informed of this by letters from their factors; that one of the private traders, having made a bargain for some negroes, carried them to Barbadoes without paying for the same, but that the Company, in order to secure peace and a friendly correspondence with the negro kings, sent to Barbadoes and bought the said negroes, and returned them to the king, from whom they were so taken. But these gentlemen owned at the same time that they have frequently joyned with one negroe king, in deposing or conquering another, as they found it most conducing to their interest.

As to the 4th, *That the Company's factors confederate with the private traders in defrauding the Company,* they said that they had been defrauded by some of their factors, who have sent effects of the Company's to this kingdom, and they did not conceive that could be done but by the concurrence of the masters of private traders.

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As to the 5th, *That other nations take advantage of our confusions to the detriment of our trade, which if settled upon a right establishment would be considerably improved*; they said that the Dutch chiefly take advantage thereby, and have refused several times to intermeddle in reconciling differences between the negro kings, and especially between the Company and the said kings; and that what they meant by a right establishment was a joint stock, exclusive of all others; but, if that could not be obtained, they should be content to be confined in their trade from Cape Blanco to Cape Lopez, if the private traders were prohibited from coming there.

Then these genetlemen being asked whether they thought forts were absolutely necessary, they said they were for protecting their trade and securing their effects left in the country; that the said forts were a certain market for negroes to come to; that if all the forts on the coast were in the hands of any one nation, no negroes could be brought off without their permission; that if the Company were settled upon a right foot as before mentioned, they could build more forts in other places to good advantage; that the said forts are a protection to them against any insults from the negroes, but they own'd that they were not capable of resisting an attack from an European enemy that should come before them with ships of war; they owned also that the French had built a fort at Widdah, within gunshot of theirs, but that it was by the neglect of their agent there that the French obtained permission to do it from the king of that country. They added that when they bought the forts of the old Company, they cost them between 40 and 50 thousand pounds; and that one of their forts, which they bought of the King of Denmark, cost them 4,000*l.*

Then being asked whether the ten per cent. arising here from the exports of the Company and private traders, was invested in goods in order to be sent to Africa, they said that what with salaries of their officers, pay of their soldiers (which are paid here in England) and stores of war sent to Africa, very little of the ten per cent. remained, but that what did remain, was invested in goods.

Then their lordships, comparing the charge of the forts since the passing of the Act, which amounts to 273,172*l.* 16*s.* 7*d.*, with the value of their exports for the same time, which amounts to 293,740*l.* 6*s.* 8*d.*, and deducting from that summe the charge of their forts, there then remained but 20,567*l.* 10*s.* 1*d.* for what they have employed in trade during the said term. Their lordships further observe that, if the said 293,740*l.* 6*s.* 8*d.* has been wholly employed in trade, then it did not appear that the Company had laid out anything upon their forts and castles. To which Mr. Pindar, the Deputy Governor, replied that they had always considerable effects at their forts, vizt.: At Cape Coast Castle to the value of 20,000*l.*, and at the other forts in proportion; which effects have been applied to the use of the forts as occasion required. Upon which their lordships took notice, that those effects being included in their exports their foregoing observations were right, to which Mr. Pindar said that he would bring their lordships a more particular account of those two articles [*fo.* 40].

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They owned that they had taken up money upon bottomry bonds, but did not say to what summe, and that they had taken up above 40,000*l.* in species bonds, the interest whereof was punctually paid by the Company as it became due.

They likewise owned that when they called in mony, they divided it again at about 3 per cent. per share, sinking the principal, which they did as an encouragement to the particular sharers.

The said Mr. Pindar further owned that in 1698 they made an order, that whoever wou'd pay twelve pounds should have a share in the Company; whereupon 57,096*l.* was paid in, which made 4,758 additional shares. Upon this their lordships observed that the 6,252½ original shares computed at the said rate amounted to 75,030*l.*, which added to the summe paid in by the additional shares, make 57,787*l.* 5*s.* less than what the Company say the ballance of their books was in that year; to which Mr. Pindar only replied that though they admitted the new shares at twelve pounds each, yet they did not esteem their own original shares so low, which might cause that difference, though at the same time he owned that even then the shares were sold upon the Exchange from ten to eleven pounds each.

Then being asked what number of negroes they thought the plantations might annually require, they said that was uncertain, and they could give no particular account of it.

Then they acquainted their lordships that the private traders had imported into the plantations the following number of negroes from 1704 to 1707, inclusive, vizt.:

To Jamaica	11,510
To Barbadoes	2,093
To Antego	698
To Nevis	250
To Virginia	2,734
Amounting in all to	17,285

Miscellanies. *Incidents.*

The account of incident charges of this office, from Michaelmas 1707, to Christmas following, were laid before the Board, and are as follows, vizt.:

	l.	*s.*	*d.*
The secretary's account of petty expences, amounting to	23	13	0
The stationer's account, amounting to	23	14	0
The postman's account, amounting to	10	18	1
Amounting in the whole to	58	5	1

Letter to the Lord Treasurer.

And a letter to the Lord High Treasurer, to desire the payment thereof, was signed.

January 26. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Leeward Islands.

A letter from Colonel Park, Governor of the Leeward Islands, dated the 22nd of October last [*fo.* 37], inclosing an address from

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the Lieutenant Governor, Council and Assembly of St. Christopher's to her Majesty, relating to their great losses by the hurricane there, and to the application of the 4½ per cent., was read.

Letter from Col. Park with address upon the losses by the hurricane and application of 4½ per cent.

Whereupon ordered that a letter be writ to the Earl of Sunderland [*fo.* 37], inclosing the said address.

Letter to the Earl of Sunderland.

Another letter from Colonel Park [*fo.* 37], dated the 10th of November last, was read ; and the papers therein referr'd to laid before the Board, and are as follows, vizt. :

Another letter from Col. Park.

Papers therein referr'd to.

Naval Officer's list of ships from the 13th July, 1706, to the 9th November following.

Minutes of Council at Antego from the 14th July, 1706, to the 13th of January, 170$\frac{6}{7}$.

Whereupon ordered that paragraph B of the said letter [*fo.* 37], relating to the want of ships of war be sent to the Earl of Sunderland.

Extract to be sent the Earl of Sunderland.

A third letter from Colonel Park [*fo.* 37], dated the 18th of November last, was read ; and thereupon ordered [*fo.* 38], that a copy of the said letter be likewise sent to the Earl of Sunderland.

Third letter from Col. Park. Copy to be sent the Earl of Sunderland.

Plantations General.

A letter from Mr. Dummer, dated the 23rd instant, giving account of the proceedings of the Antegoa packet boat to and from the West Indies, was laid before the Board.

Letter from Mr. Dummer.

Jamaica.

Two letters from Brigadeer Handasyd, Governour of Jamaica, [*fo.* 37], the one dated the 9th of November, the other the 5th of December last, were read, and the papers therein referr'd to in the last of them laid before the Board, and are as follows, vizt. :

Two letters from Brigadier Handasyd.

Papers therein referr'd to.

Copy of a letter from Colonel Park to Brigadier Handasyd, advising him of Monsieur Du Casses arrival at Martinico with 10 men-of-war &c. Dated the 18th November, 1707.

Minutes of Council of Jamaica from the 28th of May, 1707, to the 26th of November following [*fo.* 102].

Barbadoes.

A letter from Mr. Crow, Governor of Barbadoes, dated the 8th of October last, was read, and the papers therein referr'd to laid before the Board, and are as follows, vizt. :

Letter from Mr. Crow.

Papers therein referr'd to.

An Act appointing the summe of 500*l.* [*fo.* 53] to be paid yearly to his Excellency Mitford Crow, esq., Captain General and Governor-in-Chief of [t]his and other her Majesty's Charribbee Islands, lying and being to windward of Guardaloupa, past the 25th of July, 1707.

An Act for the enabling Thomas Mogridge, of this island, surveyor, and all others claiming power from him, to injoy the sole power and profit of building purchase mills, past the 9th of September, 1707.

An Act appointing an oath to be taken by executors, administrators, and guardians, past the first of November last.

January 27. Present :—Earl of Stamford, Mr. Pulteney.

Miscellanies.

Their lordships having staid a long time, and not being able to make a quorum, they adjourned till to-morrow morning.

For want of a quorum the Board adjourn'd.

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January 28. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Jamaica.
Reference from the Earl of Sunderland on Mr. Percival's petition to succeed the Attorney General of Jamaica. Letter to Mr. Solicitor General inquiring of Mr. Percival's abilities for that place.

A reference from the Earl of Sunderland of the 23rd instant [*fo.* 51], upon the petition of Mr. Dixey Percival to her Majesty, praying that he may succeed Mr. Robert Hodgskin, the present Attorny General of Jamaica, in case of the said Hodgskin's resignation or death, was read; and thereupon ordered that a letter be writ to Mr. Solicitor General, inclosing a copy of the said petition [*fo.* 50], for his opinion whether the said Percival, in regard to his abilities and knowledge in the law, be a person fit to be recommended to her Majesty for that trust.

Letter to Sir Gilbert Heathcote thereupon.

Ordered that a letter be likewise writ to Sir Gilbert Heathcote [*fo.* 51], upon the said petition, to be by him communicated to any other of the merchants trading to Jamaica, for what they may have to offer thereupon.

Plantations General.
Order of Committee of the House of Lords Bill about foreign coin.

An order from the Committee of the House of Lords of yesterday's date, desiring this Board to prepare the draught of a Bill for inforcing obedience to her Majesty's proclamation of the 18th of June, 1704 [I. *fo.* 74], for settling the rates and value of foreign coins in the plantations, was read, and directions given [*fo.* 42] for preparing the draught of the said Bill accordingly.

Jamaica. Leeward Islands.
Letters to the Governors.

The draughts of letters to the Governors of Jamaica and the Leeward Island [*fo.* 33, 34, 40], in answer to theirs mentioned in the minutes of the 26th instant, were agreed, and ordered to be transcribed.

Barbadoes.
Queen's letter to the Governor for restoring Cols. Sharpe, Cox, Mills and Walker to their places in Council.

Her Majesty's letter to Mr. Crow, Governor of Barbadoes [L. *fo.* 349; *fo.* 45], directing him to restore Colonel Sharp, Colonel Cox, Colonel Mills, and Colonel Walker to their places and precedencies in her Majesty's Councill of that island, being brought to the Board, was read; and a copy thereof to be taken and the original to be sent to Mr. Crow.

Barbadoes. Leeward Islands.
Letter to the Earl of Sunderland with an address from St. Christophers and Extracts &c. of Col. Park's and Mr. Crow's answer.

A letter to the Earl of Sunderland, inclosing an address from the Lieutenant Governor, Council and Assembly of St. Christopher's to her Majesty [*fo.* 33], relating to the distressed condition of that island, and the application of the 4½ per cent. there, as likewise an extract of a letter from Colonel Park [*fo.* 33], Governor of the Leeward Islands, together with the copy of another letter from him [*fo.* 33], and also an extract of a letter from Mr. Crow, Governor of Barbadoes, as directed the 26th instant, was agreed and signed.

Maryland.
Copy of her Majesty's letter to Col. Seymour. Ordinary licences.

A copy of her Majesty's letter to Colonel Seymour, Governor of Maryland [*fo.* 21, 41], directing him to restore the ordinary licences to Sir Thomas Lawrence, secretary of that province &c., was read.

Barbadoes.
Letter from Mr. Crow.

A letter from Mr. Crow, Governor of Barbadoes, dated the 5th of November last, was read, and the papers therein referr'd to laid before the Board, and are as follows, vizt. :

Papers therein referr'd to.

Minutes of Councill of the 28th October, 1st and 4th November, 1707, relating to Colonel John Holder.

Minutes of Assembly of the 3rd of November last, relating to Colonel John Holder &c.

Minute of Council of the 5th of June last, desiring Mr. Crow to sit in the Grand Sessions.

1707–8.

Minutes of Councill of the 23rd July and 2nd of September, 1707, appointing Committees to revise the laws, to inspect the magazeens and forts &c.

January 29. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pultency, Mr. Monckton.

Barbadoes. *Memorial from Mr. Berresford complaining of Mr. Crow's not admitting him to his former place in the Council.*

A memorial from Mr. Beresford [*fo.* 14], setting forth that Mr. Crow, Governor of Barbadoes, had refused to admit him into the Council of that island according to the precedency he held when made a member thereof by Colonel Sharp, but had obliged him to sit at that Board as youngest Counsellors, was read, and a clause thereupon added to the following letter to Mr. Crow.

Leeward Islands. *Memorial from Mr. Baron praying his case about a ship condemn'd by Col. Codrington may be recommended to Col. Park.*

Mr. Samuel Baron, merchant, attending, presented to the Board a memorial relating to the ship *America*, seized and condemn'd at Antego in March, 1700, by Colonel Codrington, then Governor of the Leeward Islands, praying that their lordships would please to recommend the same in such manner to Colonel Park, the present Governor there, that he might obtain speedy redress therein, was read; and thereupon ordered that a postscript be added in the following letter from their lordships to Colonel Park accordingly.

Jamaica. Barbadoes. Leeward Islands. *Letters to the Governors.*

The letters to the Governors of Jamaica, Barbadoes and the Leeward Islands [*fo.* 37], as agreed at the last meeting, were signed.

Trade. *Letter from Mr. Perry with memorial from the Royal African Company. Charge of forts.*

A letter from Mr. John Perry, inclosing a memorial from the Royal African Company [*fo.* 30], together with a particular account of the charge of the said Company's forts and garrisons on the coast of Africa, were read.

Newfoundland. *Order of Council on petition of Mr. Benger &c. about a plantation in Newfoundland.*

An Order of Councill of the 22nd instant, referring to this Board the petition of Mr. Benger and his wife [*fo.* 46], touching their being unjustly dispossessed of a plantation in Newfoundland, was read; and thereupon ordered that the persons concerned in the said complaint have notice to attend the Board on Wednesday morning next.

New Jersey. New York. *Copy of an Order of Council on representation about Budge.*

A copy of an Order of Council of the 8th instant, upon a representation dated the 23rd of October last [L. *fo.* 340], relating to the complaint of Mr. Budge against the Lord Cornbury, Governor of New York, concerning the seizing and condemnation of a ship belonging to the said Budge, directing the Earl of Sunderland to prepare a letter to the Lord Cornbury thereupon for her Majesty's royal signature, was read.

Maryland. *Order of Council on a petition of Sir Tho. Lawrence for recompence of damage in his office.*

An Order of Council of the 22nd instant, referring to this Board the petition of Sir Thomas Lawrence, secretary of Maryland [*fo.* 38, 55], complaining of damages sustained in his office there, from the proceedings of the Assembly in that province, and praying to be recompenced for the same, was read; and their lordships agreed to reconsider the said order and petition at the first convenient opportunity.

Leeward Islands. *Col. Lillingston. Copy of letter about muster rolls &c.*

Colonel Lillington attending, presented to their lordships the copy of a letter writ him the 11th of November last from Antego by Mr. Buors, relating to the muster rolls not being sent, and to

1707–8.
Misbehaviour of Lt.-Col. Jones.

the misbehaviour of Mr. Jones, his Lieutenant Colonel there, was read, and he was acquainted that this matter was not properly cognizable by this Board.

February 2. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Trade.
Representation. Royal African Company.

Their lordships proceeded in the further consideration of the report to her Majesty relating to the trade to Africa [*fo.* 18, 43], and agreed the same, and ordered it to be transcribed.

Plantations General.
Coin. Draught of a Bill.

The draught of a Bill for enforcing obedience to her Majesty's proclamation of the 18th of June, 1704 [*fo.* 37, 43], for settling the rates and values of foreign coins in the plantations, pursuant to an Order of a Committee of the House of Lords mentioned in the minutes of the 28th of the last month, was agreed, and ordered to be transcribed.

Leeward Islands.
Draught of additional instruction. Governor's house rent.

The draught of an additional instruction to Colonel Park, Governor of the Leeward Islands [*fo.* 25, 43], relating to house rent as directed in the minutes of the 23rd of the last month, was also agreed, and ordered to be transcribed.

February 3. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Trade.
Representation on the petition of Royal African Company. Letter to the Earl of Sunderland.

A representation upon the petition of the Royal African Company to her Majesty [*fo.* 42], as agreed at the last meeting, together with a letter to the Earl of Sunderland, inclosing the same, were signed.

Leeward Islands.
Letter to Earl of Sunderland. Draught of instruction about Governor's house rent.

A letter to the Earl of Sunderland, inclosing the draught of an additional instruction to Colonel Park, Governor of the Leeward Islands [*fo.* 42, 66], relating to house rent (mentioned in yesterday's minutes), was signed.

Plantations General.
Coin. Draught of a Bill

for Committee of the House of Lords.

Then the draught of the Bill for inforcing obedience to her Majesty's proclamation of the 18th of June, 1704 (mentioned in the minutes of yesterday) [*fo.* 42], together with a copy of the said proclamation, were delivered to the Earl of Stamford, and his lordship desired to lay the same before the Committee of the House of Lords.

February 4. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Newfoundland.
Copies of three Orders on the representation about convoys. Pay and necessaries for the soldiers &c.

Copy of an Order of Council, of the 22nd of the last month, upon that part of a representation of the same date [*fo.* 23], relating to the convoys to be sent this year to Newfoundland, to one year's provisions, together with money in lieu of malt and hopps for the soldiers there, referring the same to the Lord High Admiral, was read.

Copy of a second Order of Council, of the same date, upon that part of the same representation relating to one year's pay [*fo.* 23] and to contingent money for the soldiers at Newfoundland, referring the same to the Lord High Treasurer, was read.

Copy of a third Order of Council, of the same date with the foregoing, upon that part of the same representation relating to

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bedding for the said soldiers at Newfoundland [*fo.* 23], referring the same to the Master General of her Majesty's Ordnance, was read.

Barbadoes.
Copy of an Order on the letter to the Earl of Sunderland about Mr. Crow's displacing four of the Council.

Copy of a fourth Order of Councill, of the same date with the foregoing, upon a letter to the Earl of Sunderland, dated the 28th October last [*fo.* 37, 51], relating to Mr. Crow's having turned out four of the members of her Majesty's Councill in Barbadoes, approving the said letter, and referring the same to the Earl of Sunderland to prepare a letter for her Majesty's signature to Mr. Crow for restoring the said members to their places and precedencies in the said Councill, was read.

Proprieties.
Copy of an Order on a report from Mr. Attorney and Solicitor General upon the Board's representation about the disobedience of proprietary Governments to the proclamation about coin.

Copy of a fifth Order of Councill, of the same date with the foregoing, on a report from Mr. Attorny and Mr. Sollicitor General made on a representation of this Board of the 10th of June last [*fo.* 21], together with a letter to the Earl of Sunderland of the 24th of October following [L. *fo.* 346], relating to the disobedience of the Proprietary and Charter Governments to her Majesty's proclamation for settling the rates of foreign coins in the plantations, referring the same to the Earl of Sunderland, to receive her Majesty's further pleasure thereupon, was read.

Virginia.
Order on representation for repealing the Revenue Act.

An Order of Councill of the 25th of the last month, upon a representation of the 5th ditto, proposing the repeal of an Act past in Virginia in 1705 [*fo.* 3], *for raising a publick revenue for the better support of the Government &c.*, approving the said representation, was read.

Another Order on the same representation about admeasurement of ships.
Draught of a letter to be thereupon prepar'd for her Majesty's signature.

Another Order of Council, of the same date, upon part of the foregoing representation, relating to the admeasurement of ships in Virginia [*fo.* 3], approving the same, and directing this Board to prepare the draught of a letter for her Majesty's royal signature to Colonel Jennings, President of the Councill [*fo.* 48, 49], thereupon, was read, and directions given for preparing the draught of such a letter accordingly.

Newfoundland.
Mrs. Benger about her husband's petition relating to a plantation in Newfoundland.

Mrs. Benger attending according to appointment, the Order of Council of the 22nd of the last month [*fo.* 40, 100], referring to this Board the petition of her husband and self, relating to their being dispossessed of a plantation in Newfoundland, mentioned in the minutes of the 29th of the same month, was again read, and she was thereupon desired to bring what she had to say in relation to their right to the said plantation in writing, together with what proofs she may have touching the same, methodized and put into order.

Barbadoes.
Order of Council referring Mr. Cox's petition, about his place of naval officer, to the Board. Mr. Charles Cox summoned.

An Order of Council of the 22nd of the last month, referring to this Board a petition from Mr. Samuel Cox [L. *fo.* 337; *fo.* 178, 301], praying to be restored to his place of naval officer in Barbadoes, of which he has been deprived by Mr. Crow, Governor of the said island, was read; whereupon ordered that a letter be writ to Mr. Charles Cox [*fo.* 48], to desire that he will attend the Board on Friday next, to make good the allegations in his brother's petition aforementioned.

February 5. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

1707–8.
Maryland. Pennsylvania.
Lord Baltimore &c. at the Board; and Order of Council about boundaries read; also a narrative relating thereto.

The Lord Baltemore and Colonel Blakiston attending, the Order of Council of the 8th of the last month [*fo.* 119], referring to this Board the address of the Governor, Council and Assembly of Maryland to her Majesty [*fo.* 63], praying that the boundaries between that province and Pennsylvania may be settled, was read; and his lordship presented to the Board a narrative of what passed between himself and Captain Markham (Mr. Penn's Deputy Governor) in 1681 and 1682, in relation to the said boundaries, which was also read; and his lordship promising to bring some further information in this matter, he was acquainted that the Board would then summon Mr. Penn to attend, to hear what he may have to say thereupon.

Mr. Penn to be summon'd.

Virginia.
Letter to Earl of Sunderland with draught of a letter about admeasurement of ships.

A letter to the Earl of Sunderland, together with the draught of a letter for her Majesty's signature to Mr. Jennings [*fo.* 46], President of the Councill of Virginia, relating to the admeasurement of ships there, as directed in yesterday's minutes, were agreed and ordered to be transcribed.

February 6. Present:—Earl of Stamford, Lord Herbert of Cherbury, Mr. Pulteney, Mr. Monckton.

Barbadoes.
Mr. Charles Cox about his brother's petition.

Mr. Charles Cox attending, according to appointment [*fo.* 46 and 47], the Order of Councill of the 22nd of the last month, referring to this Board a petition from his brother, praying to be restored to his place of naval officer in Barbadoes &c., mentioned in the minutes of the 4th instant, was again read, and Mr. Cox presented to the Board abstracts of letters to himself from the said island [*fo.* 178] to prove the allegations in the aforementioned petition, which was also read, together with a clause in an Act of Parliament past in the 15th year of the reign of King Charles the Second, entituled *An Act for the incouragement of trade*, relating to the Governors of plantations being impowered to appoint naval officers, as likewise another clause in an Act past in the 7th and 8th years of his late Majesty King William, entituled *An Act for preventing frauds and regulating abuses in the plantation trade*, relating to Governors appointing naval officers; whereupon Mr. Cox was acquainted that the bare abstracts of letters were not sufficient evidence, and therefore it would be necessary for him to get what affidavits and proofs he could under the seal of Barbadoes, and to draw up a state of his brother's case upon those Acts, and procure the opinion of councill learned in the law thereupon.

Abstracts of letters proving the allegations thereof.

Virginia.
Letter to the Earl of Sunderland. Draught of one from the Queen about admeasurement of ships.

A letter to the Earl of Sunderland, inclosing the draught of a letter for her Majesty's signature to Mr. Jennings, President of the Councill of Virginia [*fo.* 46, 61], touching the admeasurement of ships there, mentioned in yesterday's minutes, was signed.

February 9. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Bermuda.
Complaints against Jones.

Their lordships again took into consideration the report to be made to her Majesty [*fo.* 22, 59], upon the complaints of the Council and Assembly of Bermuda against Mr. Jones, secretary and provost marshal of that island (mentioned in the minutes of the 21st of the last month), and made a further progress therein.

1707–8.

February 10. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows.

Jamaica. *Letter from Mr. Way, against Broderick.*

A letter from Mr. Benjamin Way, of the 10th of the last month [L. *fo.* 391], against Mr. Broderick's being Attorny General of Jamaica, or of the Council there, was read.

Jamaica. *Mr. Solicitor General's report about Mr. Percival's qualifications to be Attorney General of Jamaica. Certificate of merchants thereupon. Letter to the Earl of Sunderland.*

Mr. Solicitor General's report upon a letter from the secretary of the 28th of the last month [*fo.* 36], touching Mr. Percival's being Attorney General of Jamaica upon the resignation or death of Mr. Hodgson, the present Attorney General there, together with a certificate from the principal merchants trading to that island, relating to the said Percival [*fo.* 36], were read. Whereupon a letter to the Earl of Sunderland [*fo.* 36], inclosing copies of the report and certificate, and offering that they had no objection to the said Percival, was signed.

Newfoundland. *Memorial from Dartmouth about convoys.*

A memorial from the Mayor and magistrates of Dartmouth, in behalf of themselves and others trading to Newfoundland, relating to convoys, was read, the substance thereof being the same as that from Pool, mentioned in the minutes of the 19th December last, which has already been represented to her Majesty.

Barbadoes. *Memorial from Sir John Colleton against Mr. John Colleton's being of the Council.*

A memorial from Sir John Colleton, by way of a caveat against Mr. John Colleton's being made a member of her Majesty's Councill in Barbadoes, was read.

Letter from Col. Sharp, Mr. Cox and Mr. Walker about their dismission from the Council. Their address to Mr. Crow thereupon.

A letter from Colonel Sharp, late President of the Councill in Barbadoes, Mr. Cox and Mr. Walker, dated the 8th of October last [*fo.* 45], relating to their being removed from the said Councill by Mr. Crow for voting for the Paper Act and Trienial Bill and being in debt, together with their address to Colonel Crow, justifying their proceedings therein, were read.

Letter from Mr. Walker to Mr. Charles Cox, complaining of Mr. Crow's partiality &c.

A letter from Mr. Alexander Walker to Mr. Charles Cox, touching Mr. Crow's partiality in refusing the publick seal to an address from himself, Colonel Sharp, and Mr. Mills, but granting the same to Mr. Holder, dated the 5th of November last, was read; and the papers therewith received laid before the Board, and are as follows, vizt. :

Papers therein referr'd to.

Copy of the complaints exhibited against several of the members of the Councill of Barbadoes concerned in the Paper Act, also copy of the Governor's instruction for turning them out.

Certificates under the seal of the Island of Barbadoes, that Alexander Walker, esq., has never been defendant to a bill of complaint brought into Chancery from the year 1688 to this time, nor that any suit had been commenc'd in any Courts there against him for the same time.

Certificates under the seal of the Island of Barbadoes, that no suit in any of the Courts there had been commenced against Alexander Walker, esq., since 1688.

Memorial from Major Pilgrim against allowance of the Governor's house rent.

A memorial from Major Pilgrim [*fo.* 34], against Mr. Crow's being allowed five hundred pounds per annum for house rent settled on him by the Assembly of Barbadoes, was read ; and thereupon ordered [*fo.* 56] that Mr. Pilgrim have notice to attend the Board on Fryday morning next.

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February 11. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

New Jersey. *Letter from the Lord Cornbury.*

A letter from the Lord Cornbury, Governor of New Jersey, dated the 7th of June last, was read ; and the papers therein referr'd to laid before the Board, and are as follows, vizt. :

Papers therein referr'd to.

Copy of the Lord Cornbury's speech to the Assembly of New Jersey, recommending to their care the dispatch of the publick business in that province.

Copy of a remonstrance from the said Assembly, complaining of divers grievances to the Lord Cornbury, with his Lordship's answer thereunto.

And at the same time part of the foregoing remonstrance was likewise read ; and directions given that the Lord Cornbury's instructions for the Government of New Jersey, relating to fees, records, oaths and choice of members to serve in Assembly there, be laid before their lordships to-morrow morning.

February 12. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

New York. *Letter from the Lord Cornbury.* **New Jersey.** *Congratulatory address.*

A letter from the Lord Cornbury, Governor of New York, dated the 20th of July last, was read, and a congratulatory address from himself, the Lieutenant Governor and Councill of New Jersey to her Majesty on the success of her arms in 1706, was laid before the Board.

Leeward Islands. *Letter from Mr. Estwick. Losses there.*

A letter from Mr. Estwick to the secretary, touching what has been done in relation to the Commission for inquiring into the losses at St. Christopher's, dated the 18th of November last, was read.

Maryland. *Memorial from Sir Thomas Lawrence. Profits by ordinary licences.*

A memorial from Sir Thomas Lawrence, secretary of Maryland [*fo.* 41, 56], complaining that the profits arising from the ordinary licences have been taken from him from October, 1703, to October, 1707, to the value of 600*l.*, and praying that the Assembly of that province may be directed to make out and return to this Board an account of what persons kept ordinaries there during the years aforesaid, and what quantities of tobacco have been paid by them, and how the said tobacco has been disposed of by the Asembly, was read ; and thereupon ordered that the draught of a letter to Colonel Seymour be prepared accordingly.

Letter to be prepared to Col. Seymour thereupon.

Representation to be prepared about four new counsellors.

Further ordered that the draught of a representation be also prepared upon paragraph L of Colonel Seymour's letter of the 10th of June last [L. *fo.* 372 ; *fo.* 56], for laying before her Majesty what he writes relating to four new counsellors for that province.

February 13. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Maryland. *Letter to Col. Seymour upon Sir Thomas Lawrence's memorial about the profits by ordinary licences.*

A letter to Colonel Seymour, Governor of Maryland, upon an allegation in the memorial of Sir Thomas Lawrence, secretary of that province [*fo.* 55, 388], relating to the profits arising from the ordinary licences being taken from him (mentioned in yesterday's minutes), also forbiding Colonel Seymour to inclose any letters whatsoever in his packets for the future to this office, but what are immediately for the service of this Board, was signed.

1707–8.

A representation proposing four new counsellors for the province of Maryland, as directed in yesterday's minutes [*fo.* 55, 74], together with a letter to the Earl of Sunderland, inclosing the same, were signed.

Representation for four new counsellors. Letter to the Earl of Sunderland.

Mr. Pilgrim attending, according to appointment [*fo.* 53], his memorial against Mr. Crow's being allowed five hundred pounds per annum settled on him by the Assembly of Barbadoes for house rent, mentioned in the minutes of the 10th instant, was again read; unto which he added that there was an Act past at Barbadoes in September, 1704, which has been confirmed by her Majesty the 26th June, 1706, entituled *An Act to secure the payment of the annual rent of certain lands and buildings hired at the charge of the publick*, directing the treasurer of that island to take a lease of his brother's house there, for 21 years, for the residence of her Majesty's Governors of the said island, and to pay 120*l.* per annum for the said house, which Act was also read, whereupon he was desired to procure a copy of the said lease [*vide infra*], and to lay the same before their lordships, which he promised to do accordingly.

Barbadoes. *Major Pilgrim about the Governor's house rent.*

February 16. Present :—Lord Herbert of Cherbury, Mr. Pulteney, Mr. Monckton.

Major Pilgrim attending [*vide infra*], presented to the Board a copy of the lease of his brother's house in Barbadoes to the treasurer of that island, for the residence of the Governor there, dated the 7th of February, 1705, together with the copy of an Act past in the said island the 4th of September, 1706, entituled *An Act to confirm a lease made by the attorneys of Thomas Pilgrim, merchant, to the treasurer of this island, and his successors, and to secure the payment of the rent thereby reserved*, which were read; and thereupon ordered [*fo.* 63] that the agents for the said island have notice to attend the Board on Friday morning next.

Barbadoes. *Major Pilgrim at the Board. Copy of his brother's lease of his house for the Governor, also copy of an Act relating thereunto.*

Agents summoned.

A letter to the Lord High Treasurer, with an account of the salarys due to this office, praying the payment thereof, was signed.

Miscellanies. *Letter to Lord Treasurer about payment of salary.*

Then their lordships again took into consideration the answers of the Commodores of the Newfoundland convoys [*fo.* 11, 59] to the heads of inquiry that have been given them for the years 1701, 1702, 1704, 1706 and 1707 (mentioned in the minutes of the 9th of the last month), and made a further progress therein.

Newfoundland. *Heads of enquiry and answers thereto under consideration.*

February 17. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Monckton.

Their lordships having taken into consideration the draught of the representation to her Majesty upon the complaints of the Councill and Assembly of Bermuda, against Mr. Jones, secretary and provost marshal of that island [*fo.* 50, 74], and made some observations, and gave directions that the same be stated in writing in order to an opinion thereupon.

Bermuda. *Report about Jones to be finished.*

Their lordships proceeded in the consideration of the answers of the Commodores of the Newfoundland convoys [*fo.* 58] to the heads of inquiries (mentioned in yesterday's minutes), and made a further progress therein.

Newfoundland. *Answers to inquiries.*

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February 18. Present :—Earl of Stamford, Mr. Pulteney, Mr. Monckton.

Newfoundland. *Commodore's answers to heads of inquiry.*

Their lordships again proceeded in the consideration of the answers of the Commodores of the Newfoundland convoys [*fo.* 59, *vide infra*] to the heads of enquiry mentioned in yesterday's minutes, and made a further progress therein.

February 19. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Newfoundland. *Heads of inquiries to be transacted.*

Their lordships again took into consideration the answers of the Commodores of the Newfoundland convoys [*vide supra, fo.* 64] to the heads of inquiry (mentioned in yesterday's minutes), and went through the same, and made some alterations therein, and ordered that the said inquiries for the Commodore of the Newfoundland convoy for this year be transcribed fair.

Virginia. *Letter to Col. Jennings with Order of Council repealing Revenue Act.*

And inclosing the Queen's letter about admeasurement of ships.

A letter to Colonel Jennings, President of the Councill of Virginia, inclosing her Majesty's Order of Councill of the 25th of the last month [*fo.* 49], for repealing an Act past in Virginia, 1705, entituled *An Act for raising a publick revenue for the better support of the Government of this her Majesty's colony and dominion of Virginia, and for ascertaining the salary of the Councill;* also inclosing her Majesty's letter directing him to move the Assembly to pass a new law touching the admeasurement of ships, was signed.

February 20. Present :—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Maryland. *Memorial from Lord Baltimore against two Acts.*

A memorial from the Lord Baltemore [*fo.* 1, 130], containing his objections against two Acts past in Maryland in 1707;

The one intituled *An Act giving power to the farmers of the Lord Baltemore's rents to recover the arrears thereof after the expiration of their lease.*

The other intituled [*fo.* 302] *An Act requiring the agents of the Lord Baltemore to certify into the secretary's office the instructions and conditions of plantations, with the fees by them demanded, and obliging his lordship's deputy surveyors to qualify themselves according to law.*

Proposal for writing to the Governor.

which memorial was read, and his lordship proposed that a letter should be writ to Colonel Seymour, Governour of Maryland, directing him to acquaint the Lord Baltemore's lessees, mentioned in the first of the foregoing Acts, that it was expected they should immediately perform the conditions in their lease, or the said Act would be repealed; whereupon he was acquainted that the Board would have the said two Acts laid before them for their consideration at the first convenient opportunity.

Maryland. Pennsylvania. *Boundaries.*

Mr. Penn summon'd.

Then his lordship being asked if he had anything further to offer in relation to the boundaries between Maryland and Pennsylvania [*fo.* 47, 65], he said that he had not; whereupon ordered [*fo.* 70] that Mr. Penn have notice to attend the Board thereupon on Tuesday morning next, or so soon as conveniently he can.

Barbadoes. *Mr. Tryon about Act for house rent.*

Mr. Rowland Tryon attending, as ordered the 16th instant [*fo.* 58, 68], and being asked if he knew the reason of the Assembly of Barbadoes having past the Act for settling 500*l.* per annum on

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Mr. Crow, Governor of that island, they having already provided Mr. Pilgrim's house for his residence, he said that he was wholly a stranger thereto, not having received any instructions from thence relating to that matter; he added that probably Sir Robert Davers, or some other gentlemen concern'd in that island, might be able to give their lordships some account of it, and that he would inquire of them, and inform their lordships of their answer.

Trade.
Account [of] gold and silver coined.

An account from Sir Isaac Newton [*fo.* 242] of gold and silver coined in the Tower from the first of January, $170\frac{6}{7}$, to the 14th of February, $170\frac{7}{8}$, was read.

Newfoundland.
Returns made by the Commodores about wine, brandy, &c. being carried to Newfoundland and trucked there for tobacco.

Their lordships being informed by the returns made them by the Commodores of the Newfoundland convoys [*fo.* 60], that considerable quantities of wine, brandy, salt, oyle, French linens &c., are carried to Newfoundland, by our ships that fetch salt from Portugal, and that the said commoditys are at Newfoundland trucked with the masters of New England ships for tobacco, sugar and other of the enumerated commodities which are carried to Portugal, and other foreign markets in the Streights; ordered that the secretary write to Mr. Lowndes to move the Right Honorable the Lord High Treasurer that they may have the opinion of the honorable the Commissioners of her Majesty's Customs how this irregular practice may be prevented.

Letter to Mr. Lownds thereupon.

February 23. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Maryland. Pennsylvania.
Lord Baltimore with a letter about boundaries.

The Lord Baltimore communicated to the Board a letter to himself from Mr. James Conaway, dated the 21st instant, relating to some observations made on Palmer's Island, on the 28th of February, $168\frac{2}{3}$ [*fo.* 63], touching the boundaries between Maryland and Pennsylvania, which was read.

Barbadoes.
Memorial from Mr. Heysham about Cleland and Holder.

A memorial from Mr. William Heysham and Mr. John Royle [*fo.* 12, 212], touching the proceedings of the Councill and Assembly of Barbadoes, in relation to Colonel Cleland and Colonel Holder, was read.

Public papers received from Mr. Crow.

The papers transmitted with the letter from Mr. Crow, Governor of Barbados, dated the 5th of November, 1707 [*fo.* 38], mentioned in the minutes of the 28th of the last month, were read, and are as follows, vizt.:

Minutes of Council of the 5th of June last, desiring Mr. Crow to sit in the Grand Sessions.

Minutes of Council of the 23rd July and 2nd of September, 1707, appointing Committees to revise the laws to inspect the magazines and forts &c.

Minutes of Councill of the 28th October, 1st and 4th November, 1707, relating to Colonel John Holder.

Minutes of Assembly of the 3rd of November last, relating to Colonel John Holder &c.

February 24. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Monckton.

Leeward Islands.

An additional instruction relating to two Acts past at Antego and St. Christopher's for house rent for Colonel Park, Governor of

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Additional instruction touching house rent.
Letter to the Governor.

the Leeward Islands [*fo.* 43, 67], which had been sent to the Earl of Sunderland the third instant, being now received back, signed by her Majesty, a letter inclosing the same to the said Governor, was agreed, and ordered to be transcribed.

February 26. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Leeward Islands.
Letter to the Governor with an instruction about house rent.

A letter to Colonel Park, Governor of the Leeward Islands, inclosing her Majesty's additional instruction [*fo.* 66] relating to two Acts for house rent for the said Governor, as agreed at the last meeting, was signed.

Newfoundland.
Letter to Mr. Burchet relating to an account of provisions.

Ordered that the secretary write to Mr. Burchet, to move his Royal Highness the Lord High Admiral, that Captain Underdown may give this Board an account how the provisions have been disposed of [*fo.* 77] for the years 1705, 1706, and 1707, if he have such an account, if not, the reasons for his not having taken the same.

Clause to be added to additional instruction.

Order'd that a clause be added to the additional instruction to be given the Commodore of the Newfoundland convoy for this year [*fo.* 83], directing him to return an account, according to a scheme annexed, how the provisions sent thither since 1705, for the use of the garrison there, are disposed off (*sic*).

Barbadoes.
Draught of report for repealing the Act about house rent.

Ordered that the draught of a representation be prepared upon an Act past in Barbadoes the 25th July, 1707 [*fo.* 63, 71], entituled :

> *An Act appointing the summe of five hundred pounds to be paid yearly to his Excellency Mitford Crow, esq., Captain General and Governor in Chief of this and other her Majesty's Charibbee Islands, lying and being to windward of Guardaloup &c.*

proposing to her Majesty a repeal of the said Act, and that a letter be writ to Mr. Crowe, directing him not to pass any such Act for the future.

March 2. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Trade.
Letter from Mr. Tresilian for his treatise on herring fishery.

A letter from Mr. Tresilian [L. *fo.* 408], desiring that his treatise relating to the pilchard and herring fishery may be returned to him by the hands of Mr. Johns, from whom the secretary received it, was read, and directions given for returning the said treatise accordingly.

Carolina. Maryland.
Order of Council repealing an Act.

An Order of Council of the 20th of the last month, upon a representation of the 12th of November last, proposing the repeal of an Act past in North Carolina [L. *fo.* 367], for incouraging the settlement of that country, approving the said representation, was read ; whereupon ordered [*fo.* 71] that the draught of a letter be prepared for inclosing the said order to the Lords Proprietors of that province.

Letter to the Proprietors enclosing the same.

Bermuda.
Order of Council confirming several Acts.

An Order of Councill of the 20th of the last month [L. *fo.* 284], upon a representation of the 27th of June, 1707, for confirming several Acts past in Bermuda, approving the same, was read.

Order of Council for repealing several Acts.

Another Order of Councill, of the same date with the foregoing, upon the same representation, for repealing several laws past in Bermuda, approving the said representation, was also read.

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A letter from the Earl of Sunderland of the 18th of the last month [*fo.* 72], referring to this Board the petition of Mr. Stephen Duport to her Majesty, praying that he may be a partaker of her Majesty's intended bounty to the inhabitants of Nevis and St. Christopher's who suffered by the late invasion of the French on those islands, was read, and directions given for laying before the Board the former transactions here in relation to the said Duport.

Leeward Islands. *Referrence from the Earl of Sunderland on the petition of Mr. Duport touching his losses &c.*

A reference from the Earl of Sunderland upon the petition of Mr. James Whitchurch to her Majesty, complaining of Brigadier Handasyd's having disposed of a negro woman and her children, belonging to the said petitioner, as escheats, and praying relief therein, was read; whereupon ordered [*fo.* 75] that the said Mr. Whitchurch have notice to attend the Board on Fryday morning next, to prove the allegations in the said petition.

Jamaica. *Reference from Mr.* (sic) *Earl of Sunderland on the petition of Mr. Whitchurch, complaining of the Governor.*

Ordered that the secretary do again write to Mr. Penn to remind him of the letter writ him the 20th of the last month [*fo.* 63, 72], relating to ye boundaries of Pennsylvania and Maryland; and to acquaint him that unless their lordships hear suddenly from him, they shal be obliged to make their report to her Majesty thereon, without staying any longer.

Pensilvania. Maryland. *Boundaries.*

March 3. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

A letter to the Lords Proprietors of Carolina, inclosing the Order of Councill for repealing an Act past in North Carolina [*fo.* 69, 124], to incourage the settlement of that country, as directed in yesterday's minutes, was signed.

Carolina. *Letter to the Proprietors with an Order of Council repealing an Act.*

The draught of a representation upon the Act past in Barbadoes for house rent for Mr. Crow [*fo.* 68, 72], mentioned in the minutes of the 26th of last month, was agreed and ordered to be transcribed.

Barbadoes. *Draught of a report on Act for house rent.*

A letter from Mr. Harley, when Secretary of State, inclosing the copy of a treaty of commerce her Majesty has lately concluded with the city of Dantzig, was read.

Trade. *Letter from Mr. Harley with treaty concluded with Dantzig.*

March 4. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

A representation for repealing the Barbadoes Act for house rent for Mr. Crow [*fo.* 71, 92], together with a letter to the Earl of Sunderland, inclosing the same, as agreed at the last meeting, was signed.

Barbadoes. *Representation for repealing an Act.*

A letter from Mr. Penn [*fo.* 70, 98], promising in a short time to give their lordships an account of the proceedings touching the boundaries between Maryland and Pennsylvania, was read.

Pensilvania. Maryland. *Letter from Mr. Penn. Boundaries.*

Mr. Stephen Duport attending [*fo.* 69, 92], his petition, mentioned in the minutes of the 2nd instant, was again read, as was also a former petition of his in 1698, referr'd to this Board, and his late Majesty and Queen Mary's Orders in Councill thereupon, as likewise an estimate of the value of his estate in 1689, amounting to ten thousand and seven pounds, five shillings; Mr. Duport then presented to their lordships an addition to the said estimate of the value of sugar canes and provisions on his said plantations, amounting to above 1,500*l.*, which was likewise read; and being

Leeward Islands. *Mr. Duport about his losses.*

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asked several questions, he said that he was not able to distinguish, what of his effects were sold by the Commissioners of pillage, and what were embezell'd, and that all he recovered of his said effects were only two negroes, which were saved for him by Colonel Hill, then Lieutenant General of the Leeward Islands. And he further said that his wife gave to the Count de Blanac, when he took St. Christopher's 300*l.*, that he (the said Duport) might be permitted to enjoy his estate. That in pursuance of the orders his late Majesty and Queen Mary had granted him, he had sent letters of attorney to Barbadoes, Carolina and Virginia, to recover some of his negroes and other effects that had been disposed of there ; but that he had not succeeded therein ; whereupon their lordships gave directions for drawing up a state of the case, in order to the forming a report thereon.

A state of Mr. Duport's case to be drawn up.

Bermuda.
Memorial from Mr. Jones praying a report on the hearing.

A memorial from Mr. Jones, secretary and provost marshal of Bermuda, praying their lordships to hasten their report to her Majesty [*fo.* 59, 205] upon the hearing of the complaints made against him by the Council and Assembly of that island, which was read, whereupon ordered that the secretary write to the Lord Dartmouth, to desire his assistance on Tuesday morning next, in order to the forming a representation upon the said hearing accordingly.

Letter to Lord Dartmouth thereupon.

March 5. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Virginia.
Copy of an Order on representation about the tobacco trade.

Copy of an Order of Council of the 20th of the last month [L. *fo.* 288], upon a representation of the 1st of July, 1707, touching the tobacco trade, approving the said representation and directing the Lord High Admiral, the Lord High Treasurer, and one of her Majesty's Principal Secretarys of State, to give the necessary directions and instructions thereupon, was read.

Maryland.
Copy of an Order on the representation proposing four new counsellors.

Copy of an Order of Council of the 15th of the last month [*fo.* 56], upon a representation 13th February last, proposing four new members of Council in her Majesty's province of Maryland, approving the said representation, was read.

Jamaica.
Mr. Whitchurch &c. at the Board about his petition.

Mr. James Whitchurch and other Jamaica merchants attending [*fo.* 70, 76], his petition complaining of Brigadier Handasyd having escheated a negro woman and her children belonging to the petitioner (mentioned in the minutes of the 2nd instant), was again read ; and being asked if he had any written proofs of the allegations set forth in his petition, he said that he had not, but was ready, if their lordships required it, to put the same into writing ; whereupon he was desired to do it, and to present the said proofs to their lordships on Tuesday morning next, which he promised to do accordingly.

Newfoundland.
Mr. Campbell and Woodford with a memorial against Major Lloyd and

Mr. Campbell and Mr. Woodford attending [*fo.* 78], presented to their lordships a memorial in the names of William and Abraham Taverner, merchants, trading to Newfoundland, and of Thomas Menshew and Mary Benger, in behalf of themselves and other inhabitants there [*fo.* 100, 385], setting forth the hardships and oppressions they have met with from the arbitrary and unwarrantable proceedings of Major Lloyd, commander of the garrison in

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Newfoundland, was read; they likewise presented to the Board several affidavits to prove the allegations contained in the said memorial, the first of which was also read, and their lordships agreed to take the said memorial and affidavits into further consideration on Wednesday morning next.

affidavits in proof thereof.

March 9. Present:—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney.

Newfoundland. *Letter from Mr. Stephens to Mr. Thurston about provisions to be sent.*

A letter from Mr. Robert Stephens to Mr. Thurston, of the 5th instant, signifying that the Commissioners of the Victualling Office have received an order from the Navy Board to provide and send to Newfoundland one year's provision for the garrison there, exclusive of malt and hopps, for which they are to allow money as usual, was read.

Jamaica. *Mr. Whitchurch with affidavits to prove his allegations.*

Mr. James Whitchurch, Sir Gilbert Heathcote and other Jamaica merchants, attending [*fo.* 75], the said Whitchurch presented to their lordships two affidavits, the one his own, the other of Thomas Tucker, in proof of the allegations set forth in his the said Whitchurch's petition (mentioned in the minutes of the 5th instant), together with a copy of the inquisition found by the jury the 25th of November, 1706, upon the negro woman and her children belonging to him, which affidavits and proceedings were read [*fo.* 79], and their lordships agreed to take the same into further consideration on Thursday next.

Newfoundland. *Letter from Capt. Underdown about disposal of provisions sent for three years.*

A letter from Captain Underdown, late commodore of the Newfoundland convoy, dated the 4th instant, inclosing a copy of his order to Major Lloyd, commander of the garrison there, whereby he required an account how the provisions sent thither in the years 1705, 1706 and 1707 had been disposed of [*fo.* 67], and signifying by his said letter that he wanted power to oblige Major Lloyd to give the account required, was read.

Plantations General. *Letter from Mr. Dummer about present state of affairs in the West Indies.*

A letter from Mr. Edmond Dummer, of the 5th instant, with a copy of one to himself from Mr. William Button, master of the *King William* packet boat, dated the 22nd of the last month (in the latitude of 48 and 6 minutes), giving an account of the present state of affairs in the West Indies, were read.

March 10. Present:—Earl of Stamford, Lord Herbert of Cherbury, Mr. Pulteney, Mr. Monckton.

Newfoundland. *Affidavits against Major Lloyd.*

The rest of the affidavits presented to the Board by Mr. Campbell, and Mr. Woodward, the 5th instant [*fo.* 75, 82], in proof of the allegations contained in the memorial touching the arbitrary behaviour of Major Lloyd, commander of the garrison in Newfoundland (mentioned in the minutes of the same day) were read; and thereupon ordered that Mr. Solomon Merret have notice to attend the Board on Fryday morning next.

Mr. Merret summoned.

Letter to Mr. Campbell for persons' names to be summoned.

Ordered that the secretary write to Mr. Campbell [*fo.* 82] to know the names of such persons and the places of their abode, as he is desirous should be summoned to attend this Board on Monday next, in order to their giving an account to their lordships, of what they know in relation to the said Major Lloyd's ill behaviour.

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March 11. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Jamaica.
Whitchurch's petition under consideration. Act about estates.

Their lordships, taking again into consideration the petition of Mr. James Whitchurch, mentioned in the minutes of the 9th instant [*fo.* 77], an Act, past in Jamaica in 1698, entituled *An Act for confirming and securing titles to estates*, "whereby it is enacted that present possessors of lands, tenements, hereditaments, or negroes, who have been five years in quiet and peaceable possession without claim or interruption for the space of five years from the time of such possession, shall for ever after hold the same as an estate of inheritance, against all persons whatsoever that can or may pretend to claim any estate or interest in the said lands, tenements, and hereditaments or negroes," was read; as likewise the clause in Brigadier Handasyd's instructions for the Government of Jamaica, "wherein he is directed not to dispose of any escheats, fines or forfeitures whatsoever, untill upon his having signified to the Lord Treasurer or this Board the nature of the offence, and the occasion of such fines &c., he do receive directions from hence therein"; whereupon ordered [*fo.* 83] that a copy of the said petition, as also copy of the Act and clause abovementioned, together with the affidavits in proof of the allegations in the petition and writ of escheat, be sent to Mr. Solicitor General, for his opinion thereupon in point of law.

Clause of instructions about escheats.

Affidavits and writ of escheats to be sent to Mr. Solicitor General.

Trade.
Order of the House of Commons for report about trade to Africa.

An order of the House of Commons of the 10th instant, directing this Board to lay before that House a copy of their lordships' representation to her Majesty, dated the 3d of the last month, relating to the trade to Africa, was read; and directions given for transcribing a copy thereof accordingly.

Pensilvania.
Letter from Mr. Chamberlain with memorial about some Germans settled at Pensilvania.

A letter from Mr. Chamberlain, of the 10th instant, to my Lord Herbert, inclosing a memorial from Mr. Ludolph in favour of some Germans settled in Pennsylvania, praying that in case Mr. Penn shall lose that Government or any change shall happen therein, that they may not suffer thereby (as they are threatened), but be permitted to continue and enjoy what they are in possession of in the said province, was read; and their lordships, observing that this memorial was not signed, gave directions that the secretary do send the said memorial to Mr. Chamberlain that Mr. Ludolf may sign the same, and that then it be returned to this office again.

New York.
Reference on Mr. Plowman's petition.

A reference from the Earl of Sunderland of the 8th instant [I. *fo.* 207; *fo.* 90], upon the petition of Mathew Plowman to her Majesty, complaining that provisions to the value of six hundred pounds had been taken from him at New York upon the revolution there, without any compensation to him made for the same, and praying relief therein, was read; whereupon ordered that the secretary do lay before their lordships all former transactions relating to the said Plowman.

March 12. Present:—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Barbadoes.
Sir Robert Davers about a counsellor.

Sir Robert Davers attending, desired that their lordships would recommend Mr. Timothy Salter, his nephew, to be one of the

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members of her Majesty's Council in Barbadoes on the first vacancy which shall happen there [*fo.* 109]; whereupon their lordships acquainted Sir Robert Davers that they would take the same into consideration when any such vacancy should fall.

Newfoundland. *Mr. Merret &c. in defence of Major Lloyd.*

Mr. Merret attending, according to appointment [*fo.* 78, 84], and Mr. Latham and Mr. George Tarrant with him, the memorial in the names of William and Abraham Taverner, merchants, and other inhabitants of Newfoundland, relating to Major Lloyd's ill behaviour there (mentioned in the minutes of the 5th instant), was again read; whereupon they denied the matters of fact therein set forth against the said Lloyd.

Letter to Mr. Burchet with heads of inquiry.

The heads of inquiry for the Commodore of the Newfoundland squadron [*fo.* 67], being laid before the Board, their lordships agreed the same, as also a letter to Mr. Burchet, desiring him to lay the same before his Royal Highness the Lord High Admiral, to be given to the said Commodore accordingly.

Jamaica. *Letter to Mr. Solicitor General with a copy of Mr. Whitchurch's petition &c. for his opinion thereon.*

The secretary laid before the Board the draught of his letter to Mr. Solicitor General (directed in yesterday's minutes) [*fo.* 80, 117], for inclosing a copy of Mr. Whitchurch's petition, and several other papers relating thereto, and desiring to know whether the limitation of five years' possession, mentioned in the Act, sent him among the said papers, does bind the crown; which letter was agreed.

Bermuda. *Memorial from Sir John Bennet in behalf of his brother, in answer to Jones. Certificate that Col. Bennet had not the profits of the secretary's office.*

A memorial from Sir John Bennet, in behalf of his brother the Lieutenant Governor of Bermuda [L. *fo.* 236], in answer to Mr. Jones's suggestion, that Colonel Bennet had received the profits of his offices; together with a certificate from Mr. Minors, the deputy secretary, affirming that Colonel Bennet had never received any of the profits of the secretary's office, were read.

Barbadoes. *Copy of Mr. Crow's proceeding against Mr. Bushel for [having] retaken an impressed man.*

Mr. Johnson, a member of Parliament for Leverpool, attending, communicated to their lordships a copy of the proceedings of Mr. Crow, Governor of Barbadoes [*fo.* 102], against Mr. William Bushell, commander of the ship *Laurell*, for having retaken a man impressed from on board his ship, by order of the said Crowe, for which he was imprisoned, but, upon his petition, was afterwards discharged.

March 15. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Newfoundland. *Mr. Merry about Major Lloyd's behaviour.*

Mr. Merry attending, according to appointment, and being asked what he knew in relation to the state of affairs in Newfoundland [*fo.* 82, 98], he said that some of the inhabitants were for Major Lloyd, and some against him; but that he thought the generality might be for him. He said that the said Major was very passionate and violent, and had beaten and wounded a poor man with his sword while he was there; that Major Lloyd had lent out the soldiers under his command to the fishery, and particularly to one Mr. Short; that one-third of the fish taken to the northward from the French, which might amount to two thousand pounds, he kept to himself, and said that he would not give any thereof to the soldiers, for that they had got enough by the plunder of cloaths &c.; that the Commodore, Captain Carleton, and the

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said Lloyd had fitted out one of the prizes taken in the aforementioned expedition, which took another considerable prize.

Letter from Mr. Burchet about the convoy for Newfoundland.

A letter from Mr. Burchet, secretary to his Royal Highness the Lord High Admiral, of the 12th instant, giving an account of the convoys appointed for Newfoundland, was read.

Jamaica.
Letter from the Governor.

A letter from Brigadier Handasyd, Governor of Jamaica, dated the 30th of December last, was read.

Leeward Islands.
Letter from the Governor.

A letter from Colonel Park, Governor of the Leeward Islands, dated the ——— of December last, was read, and the following paper therein referred to laid before the Board, vizt. :

Paper therein referr'd to.

Minutes of Councill of Antegoa in Assembly from the 24th January, 1706, to the 24th May, 1707.

Whereupon ordered that the instruction mentioned in paragraph F of the foresaid letter, relating to the transmitting hither a list of the inhabitants, be laid before their lordships to-morrow morning.

Barbadoes.
Letter from the Governor.

A letter from Mr. Crow, Governor of Barbadoes, dated the 7th of December last, was read, together with the following papers therein referr'd to, except the three last, which their lordships agreed to take into consideration to-morrow morning.

Papers therein referr'd to.

The papers are as follows :—

Copy of a letter from Colonel Park to Mr. Crow, relating to a French fleet at Martinico and their designs against Barbadoes, dated at Antigua the 17th and 18th of November, 1707.

Proclamation issued by Mr. Crow, requiring all persons in Barbadoes to be prepared for the defence of that island, and to give account of the provisions or ammunition in their custody.

Proclamation issued by Mr. Crow for putting off the Court of Grand Session, and of Oyer and Terminer for the island of Barbadoes.

Declaration issued by Mr. Crow relating to negroes and horses to be furnished for the publick service in case of an alarm.

Mr. Crow's consultation with the captains of her Majesty's ships upon advice of a French squadron of Martinique, and resolutions thereupon.

Agreement with the Indian captains at St. Vincents, the 22nd of October, 1707, for accomodation of such English ships as arrive there.

List of the forces in the island of Barbadoes at the review taken the 22nd of September, 1707.

Account of stores in the magazine at Barbadoes the 17th of November, 1707.

Journal of the sloop *Sarah*, sent out by Mr. Crow the 2d of December, 1707, to cruize for intelligence of the enemy's ships.

Journal of the *Jane and Elizabeth*, sent from Barbadoes to get intelligence of the French fleet at Martinico.

Minutes of the Councills of War held the 26th, 27th and 30th of November, 1707.

Minutes of Councill of the 25th and 26th of November, 1707, upon advice from Colonel Park of the designs of the French against Barbadoes.

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Minute of Councill of the 27th of November, 1707.
Minutes of Councill of the 28th, 29th and 30th November, 1707.
Minutes of Councill of the 1st of December, 1707.
Minutes of Councill of the 5th of December, 1707.
Minutes of Assembly of the 25th of November, 1707, upon advice of the design of the French against Barbadoes.
Minutes of Councill in Assembly from the 2d of August to the 28th of October, 1707, inclusive [*fo.* 92].
Journal of Assembly, from the 2nd of August to the 28th of October, 1707, inclusive.
Four Acts passed in Barbadoes the 30th of November, 1707.

March 16. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Virginia. Maryland. *Merchants about Acts relating to the gauge of tobacco hogsheads.*

Mr. Micaiah Perry and Mr. John Hide, with other Virginia and Maryland merchants, attending [*fo.* 93], they presented to the Board a memorial in behalf of themselves and other merchants trading to Maryland, complaining of two Acts past in that province, the one intituled,

An Act ascertaining the gauge of tobacco hoggsheads, past the 3d of October, 1704, inserted in the book of Maryland laws (marked No. 16, *fo.* 35).

The other entituled *An Act to prevent cropping, cutting and defacing tobacco taken on board ships and vessells upon freight*, past April the 15th, 1707, inserted in another book of Maryland laws (marked No. 18, *fo.* 58),

which memorial was read; and the said merchants after some discourse agreed that the dimensions of the tobacco hoggsheads in Maryland ought to be upon the same foot as those of Virginia, according to the Act past there in 1706, intituled—

An Act for improving the staple of tobacco and for regulating the size and tare of tobacco hogsheads [*fo.* 93], inserted in the book of Virginia laws, transmitted by the President and Councill with their letter of the 30th of August, 1706, *folio* 281.

They added that as to the penalty in the last of the foresaid Maryland Acts, on all such who shall exceed the measure of the cask, as regulated by the said Act, was inconsiderable, for that it does not amount to above six shillings; whereas the penalty imposed on the masters of ships or others who shall deface, cutt or crop the said cask, was too great, it being 3*l.* for every cask so defaced, and ten times more than is imposed on the original transgressor of the said law; whereupon ordered [*fo.* 94] that Colonel Blakiston and Colonel Nicholson have notice to attend the Board on Fryday morning next.

New York. *Mr. Plowman and Mr. Lodwick.*

Mr. Plowman attending with Mr. Lodwick [*fo.* 81, 91], in relation to the reference from the Earl of Sunderland on the said Plowman's petition (mentioned in the minutes of the 11th instant), the minutes of the 14th of December, 1704, whereby it appear'd that the said Lodwick and Mr. Livingston had made good the allegations of Mr. Plowman's petition then referred to the Board, were read; and Mr. Lodwick again confirmed the same; whereupon their

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Representation to be drawn.

lordships gave directions for preparing the draught of a letter to the Earl of Sunderland thereupon.

March 18. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

New York.
Letter to the Earl of Sunderland on Mr. Plowman's petition.

A letter to the Earl of Sunderland, upon the petition of Mathew Plowman [*fo.* 90], relating to some provisions taken from him at New York (mentioned in the minutes of the 11th instant), inclosing the copy of a letter to Mr. Secretary Hedges on the same subject, dated the 21st of December, 1704, was signed.

Leeward Islands.
Draught of a letter on petition of Mr. Duport.

The draught of a letter to the Earl of Sunderland on the petition of Mr. Stephen Duport to her Majesty [*fo.* 72, 93], praying that he may in consideration of his great losses in the Leeward Islands, be a partaker of her Majesty's intended bounty to the inhabitants of Nevis and St. Christopher's, mentioned in the minutes of the 4th instant, was agreed and ordered to be transcribed.

Agreed.

Barbadoes.
Order of Council on representation for house rent.

An Order of Councill of the 5th instant [*fo.* 72] upon a representation of the 4th ditto, proposing the repeal of an Act past in Barbadoes the 25th of July, 1707, intituled *An Act appointing the summe of 500l. to be paid yearly to his Excellency Mitford Crow, Esq., Captain General and Governor-in-Chief of this and other her Majesty's Charribbee Islands, lying and being to windward of Guardaloupa &c.*, approving the said representation, was read.

Barbadoes.
Minutes under consideration.

Then their lordships took into consideration the minutes of Councill in Assembly in Barbadoes from the 2nd of August to the 28th of October, 1707 [*fo.* 88, 97], and made some progress therein.

March 19. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Leeward Islands.
Letter to the Earl of Sunderland on Duport's petition.

A letter to the Earl of Sunderland on the petition of Mr. Stephen Duport [*fo.* 92], as agreed at the last meeting, was signed.

Maryland.
Memoriall against two Acts.

Their lordships then taking into consideration the memorial from the merchants trading to Maryland [*fo.* 89], touching two Acts past in that province, mentioned in the minutes of the 16th instant.

Virginia.
Act about gauge of hogsheads.

An Act past in Virginia, 1706 [*fo.* 90, 96], intituled *An Act for improving the staple and for regulating the size and tare of tobacco hoggsheads* (inserted in the book of Virginia laws, *folio* 281), was read ; wherein it was enacted that the size of tobacco hoggsheads to be made and shipt off in that colony are to be 48 inches in length and 30 inches diameter in the head ; and that whatsoever person shall offend therein, by shipping any tobacco in hoggsheads of a greater dimension than is before expressed, shall for every such hoggshead made or shipt off, forfeit and pay the summe of 500*lb.* of tobacco.

Maryland.
Col. Blakiston at the Board about the two Maryland Acts relating to gauge of hogsheads, and

And Colonel Blakiston attended according to appointment [*fo.* 90], where the two following Acts of Maryland [*fo.* 89, 96], were read, vizt. :

An Act ascertaining the gauge of tobacco hoggsheads, past the 3d of October, 1704.

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cropping, cutting tobacco hogsheads.

An Act to prevent cropping, cutting and defacing tobacco taken on board ships and vessels upon freight—past April the 15th, 1707.

and his opinion being asked whether the gauge of the tobacco hogsheads as regulated by the first of the foregoing Acts ought not to be reduced to the same size as those in Virginia, and whether the penalty of one hundred pounds of tobacco imposed by the said law ought not in reason to be raised to five hundred pounds of tobacco, as mentioned in the Virginia law ; he agreed thereunto.

As to the last of the said laws, he said that the penalty of three pounds sterling upon all such masters as shal deface, cut or crop any tobacco hoggsheads, taken on board their ships, was very high ; and that therefore the said penalty ought in his opinion to be reduced and made equal to the value of 500*lb.* of tobacco, as in Virginia.

Draught of representation to be prepared for confirming the Virginia Act and repealing the two Maryland Acts.

Whereupon their lordships gave directions for preparing the draught of a representation to her Majesty for confirming the aforesaid law past in Virginia, and for repealing the other two laws past in Maryland [*fo.* 97], proposing that the Governor be directed to move the Assembly of the said province of Maryland to pass a new Act conformable to that of Virginia.

Col. Nicholson at the Board.

Colonel Nicholson also attending in relation to the foregoing Acts [*fo.* 90], said the same thing as Colonel Blakiston had done.

Maryland.
Col. Seymour to be writ to about two clauses in the Act for preventing cropping &c. that he explain them.

Ordered that in the next letter from the Board to Colonel Seymour, he be desired to explain two clauses in the Act for preventing cropping and cutting tobacco hoggsheads, one of which clauses relates to masters of ships entring into bond in 200*l* ; the other clause imposing a penalty on him of three pounds sterling &c., vizt. :

> Whether that in case such masters defacing or suffering any hoggsheads of tobacco to be defaced, as is expressed in the said Act, he shall be liable to the forfeiture as well of the 200*l*., for which he gave bond, as of the three pounds sterling before mentioned.

March 22. Present :—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney.

Virginia. Maryland.
Draught of a representation for confirming an Act about gauge of tobacco hoggsheads and repealing two Acts of Maryland.

The draught of a representation for confirming an Act past in Virginia in 1706 [*fo.* 93, 97], intituled *An Act for improving the staple and for regulating the size and tare of tobacco hogsheads,* and for repealing two other Acts past in Maryland, the titles whereof are as follows, vizt. :

> *An Act ascertaining the gauge of tobacco hogsheads,* past the 3rd October, 1704 [*fo.* 94, 97].
>
> *An Act to prevent cropping, cutting and defacing tobacco taken on board ships and vessels upon freight* [*ibid.*], past the 15th of April, 1707,

which said draft of a representation was agreed, and ordered to be transcribed.

Barbadoes.
Minutes of Councill.

Then their lordships proceeded in the consideration of the minutes of Councill in Assembly in Barbadoes from the 2d of August to the 28th of October, 1707 [*fo.* 92, 99] (mentioned in the minutes of the 18th instant), and went through the same.

1707–8.
Minutes of Assembly under consideration.

Their lordships then took into consideration the minutes of Assembly of Barbadoes for the same time, and made some progress therein.

March 23. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Virginia. Maryland.
Representation on Acts about gauge of tobacco hogsheads &c.

A representation proposing the confirmation of an Act past in Virginia in 1706, as likewise the repeal of two other Acts past in Maryland [*fo.* 95, 115], touching the gauge of tobacco hogsheads, and the cropping, cutting and defacing tobacco, as agreed at the last meeting, together with a letter to the Earl of Sunderland, inclosing the same, were signed.

Newfoundland.
Memorial from Mr. Merret in behalf of Major Lloyd.

A memorial from Mr. Solomon Merret, in behalf of Major Lloyd, commander of the garrison at Newfoundland [*fo.* 84], praying that he may have a particular of the complaints exhibited against the said Lloyd, as also copies of the affidavits relating thereto, was read; whereupon ordered that a letter be writ to Mr. James Campbell [*fo.* 132], to acquaint him that their lordships do expect, in order to have the matter of the said complaints further examined, that he should lay before them such articles wherewith they do intend to charge the said Lloyd for any misbehaviour by him committed.

Letter to Mr. Campbell for the Articles of complaint intended against Lloyd.

Maryland. Pennsylvania.
Letter to Mr. Penn. Boundaries.

Ordered that a letter be writ to Mr. Penn [*fo.* 103] to acquaint him that their lordships have long expected his attendance at this Board, in relation to the settlement of the boundaries between the provinces of Maryland and Pennsylvania [*fo.* 72], and that unless he do speedily dispatch what he may have to offer on that subject, they cannot longer defer their report to her Majesty thereupon.

Barbadoes.
Minutes of Assembly considered.

Their lordships then entred on the further consideration of the minutes of Assembly of Barbadoes from the 2nd of August, 1707, to the 28th of October following [*fo.* 97] (mentioned in yesterday's minutes), and went through the same.

Plantations General.
Accounts of money raised by Assemblies in the plantations to be inspected.

My Lord Herbert acquainted their lordships that at the desire of this Board he had spoken to the Lord High Treasurer upon that clause in the commission to this Board, directing their lordships "To require an account of all moneys given for publick uses by the Assemblies in her Majesty's plantations, and how the same are and have been expended and laid out"; and that the Lord Treasurer answered, that he should be glad this Board would look into the said accounts.

Trade.
Memorial from Bruxells &c.

The secretary laid before their lordships a memorial from the Councill of State at Bruxells, relating to commerce between Great Britain and the Spanish Netherlands, together with several papers relating thereto.

March 24. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Plantations General.
Letter to Mr. Lowndes for a copy of Mr. Blathwayt's patent and instructions for Auditor General.

Ordered that a letter be writ to Mr. Lowndes [*fo.* 113] upon that clause in the commission to this Board, relating to an account of all moneys given for publick uses by the Assembly's in her Majesty's plantations &c. (mentioned in yesterday's minutes), to move my Lord High Treasurer, that their lordships may have a copy of the

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patent appointing Mr. Blathwayt Auditor General of her Majesty's plantations in America, as likewise a copy of the said auditor's instructions.

Newfoundland.
Mrs. Benger &c. about her right to Pool Plantation.

Mrs. Benger, with Captain Cleasby and Mr. Woodford attending [*fo.* 46], in relation to the petition from her husband and self to her Majesty, referred to this Board the 22nd of January, $170\frac{7}{8}$, touching their being unjustly dispossessed of a plantation in Newfoundland (mentioned in the minutes of the 5th instant), she presented to their lordships a state of her case, together with an affidavit in proof of the allegations in the said petition, and of their right and title to the said plantation, which case and affidavit were read, as likewise an affidavit of Captain Cleasby to the same effect. There were read part of the affidavit of Mr. Thomas Minshew, together with part of the affidavit of Abraham Taverner, both marked B in the margents of the said affidavits (and mentioned in the minutes of the ———) confirming the said Bengers being dispossessed of the plantation aforesaid; and Captain Cleasby said that Mr. Kirk, who now claims the above plantation as heir at law, is an ideot, so that he beleives Major Lloyd had put the said Kirk upon claiming a right to the said plantation, in order to his buying it for a small sume of money. Whereupon ordered that a copy of the state of Mrs. Benger's case be sent to Mr. Merret for his answer [*fo.* 104], if he have anything to offer thereupon.

State of her case and affidavit.

Capt. Cleasby's affidavit.

Minshew and Taverner's affidavits.

Capt. Cleasby's account of Mr. Kirk, who claims the foregoing Plantation.

Mrs. Benger's case sent to Mr. Merret.

Jamaica, Barbadoes, Leeward Islands, and Bermuda.
Letters to the Governors.

The draughts of letters to the Governors of Jamaica, Barbadoes, Leeward Islands and Bermuda, were agreed and order'd to be transcribed.

Jamaica.
Minutes under consideration.

Then their lordships took into consideration the minutes of Councill of Jamaica, from the 28th of May, 1707, to the 26th of November following [*fo.* 34], and made some progress therein.

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March 25. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Jamaica.
Minutes of Council.

Their lordships then entred on the further consideration of the minutes of Councill of Jamaica from the 28th of May, 1707, to the 26th of November following [*vide supra*] (mentioned in yesterday's minutes), and went through the same.

Antego.
Minutes of Council in Assembly.

Their lordships also took into consideration the minutes of Councill in Assembly of Antego, from the 14th July, 1706, to the 13th of January, $170\frac{6}{7}$, and went through the same.

Barbadoes.
Proceedings against Capt. Bushel.

A copy of the proceedings of Mr. Crow, Governor of Barbadoes, against Mr. William Bushell, commander of the ship *Lawrel* [*fo.* 84, 106], for having retaken a man impressed from on board his ship by order of the said Mr. Crow, for which he was imprisoned, but upon his petition was afterwards discharged (mentioned in the minutes of the 12th instant), was read. And the same being not regularly before their lordships, nothing further was done therein.

Jamaica. Leeward Islands.
Counsellors.

Ordered that a letter from Brigadier Handasyd, Governor of Jamaica, of the 29th of August, 1707 [L. *fo.* 347; *fo.* 117], as also the letter from Colonel Park, Governor of the Leeward Islands, of

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the 4th of August, 1707 [ditto, *fo.* 350], relating to the want of counsellors for those islands, be laid before the Board to-morrow morning.

Jamaica. Barbadoes. Leeward Islands. Bermuda. *Letters to the Governors.*

Letters to the Governors of Jamaica, Barbadoes, the Leeward Islands and Bermuda [*fo.* 102], agreed yesterday, were signed.

March 29. Present :—Earl of Stamford, Lord Herbert of Cherbury, Mr. Pulteney.

Pennsylvania. Maryland. *Letter from Mr. Penn about boundaries. Answer.*

A letter from Mr. Penn [*fo.* 98, 104], signifying that by reason of his restraint, he had not been able to attend the Board, and therefore desired their lordships to give him a month's time, was read; whereupon ordered [*fo.* 103], that a letter be writ to Mr. Penn to let him know that the Board will give him time till Monday, the 26th of April next, at which time he is not to fail to come.

Lord Baltimore acquainted therewith.

Ordered that the Lord Baltimore have also notice thereof.

Newfoundland. *Letter from Mr. Merret about Mrs. Benger.*

A letter from Mr. Solomon Merret, in answer to one writ him the 24th instant, inclosing a copy of Mrs. Benger's case [*fo.* 101, *vide infra*], signifying that he had nothing to say thereupon, was read. Whereupon their lordships resolved to take Mrs. Benger's petition into consideration to-morrow morning.

March 30. Present :—Earl of Stamford, Lord Herbert of Cherbury, Mr. Pulteney.

Newfoundland. *Benger's petition.*

Their lordships took into consideration the petition and case of Mrs. Benger mentioned in yesterday's minutes [*vide supra, fo.* 105], together with several affidavits &c., relating thereto, and gave directions for preparing the draught of a representation there upon.

Representation thereupon.

March 31. Present :—Earl of Stamford, Lord Herbert of Cherbury, Mr. Pulteney.

New York. New Jersey. *Commissions directed for a new Governor.*

A letter from the Earl of Sunderland, of the 28th instant, desiring this Board to prepare the draughts of commissions and instructions, for the Lord Lovelace to be Governor of her Majesty's provinces of New York and New Jersey [*fo.* 109, 110], was read, and directions given for preparing the same accordingly.

Newfoundland. *Draught of a representation on Mrs. Benger's case.*

The draught of a representation ordered yesterday to be prepared upon the petition of Mrs. Benger [*fo.* 104, 107], was read and ordered to be transcribed.

Bahamas. *Memorial touching the Spaniards design to settle on Providence. Letter to be sent to the Earl of Sunderland thereupon.*

Mr. Graves attending, with Mr. Wigington, lately arrived from Carolina, the said Wiginton presented to their lordships a memorial giving an account of the designs of the Spaniards to settle themselves on Providence, one of the Bahama Islands, which was read; and thereupon ordered [*fo.* 107], that a letter be prepared, wherewith to transmit a copy of the said memorial to the Earl of Sunderland, as also a copy of the representation of this Board, dated the 17th of June, 1707 [L. *fo.* 264], relating to the securing those islands, and to the state thereof.

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Sir Thomas Johnson, member of Parliament for Leverpool, presented to the Board an affidavit of William Bushell and Roger Richardson [*fo.* 102], relating to the said Bushell's being obliged by the Governor of Barbadoes, to enter into bond of five hundred pounds that his ship the *Lawrell*, in her voyage thence to this kingdom, should touch at some of the Leeward Islands, which was read ; whereupon their lordships agreed to inclose a copy of the said affidavit in their next letter to Mr. Crow, and to desire to know the reasons of such his proceedings, and why the said bond should not be discharged.

Barbadoes.
Affidavit relating to Mr. Bushell's being obliged to touch at Antego &c.

Copy thereof to be sent to Mr. Crow.

April 1. Present :—Earl of Stamford, Mr. Pulteney, Mr. Monckton.

The draught of a letter to the Earl of Sunderland (as directed in yesterday's minutes, [*fo.* 105], inclosing a copy of Mr. Wigington's memorial touching the design of the Spaniards to settle themselves on Providence, one of the Bahama Islands, as likewise a copy of a representation from this Board of the 17th June, 1707, relating to the security of the said islands, was agreed and signed.

Bahamas.
Letter to the Earl of Sunderland about the designs of the Spaniards to settle on Providence.

A representation upon the petition of Mr. Benger and his wife [*fo.* 105], touching their being dispossessed of a plantation in Newfoundland, as agreed at the last meeting, together with a letter to the Earl of Sunderland, inclosing the same, were signed.

Newfoundland.
Representation upon Mrs. Benger's petition.

April 12. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

A circular letter to the Governors of her Majesty's plantations, requiring them to transmit to this Board an account of the number of negroes brought directly from Africa by the company and the seperate traders [*fo.* 111], as also the rates they were sold at, from the year 1698, to Christmas, 1707, and that for the future they do send distinct accounts of negroes imported into their several Governments, was agreed, and ordered to be transcribed.

Plantations General.
Circular letter to all the Governors about Negroes.

Ordered that a letter be writ to the Governor of the Turkey Company [*fo.* 127], desiring an account of the value of the yearly exports, and imports, of the said Company from Christmas, 1698, to Christmas, 1707, and to distinguish in the said accounts how much of the said values have been exported or imported by the way of Italy.

Trade.
Letter to the Turkey Company for account of exports and imports.

Two certificates, from several merchants trading to the Leeward Islands, and from divers inhabitants there, relating to the estate and character of Mr. Lawrence Crab, one of the members of her Majesty's Councill of Antego, were read ; and thereupon ordered that in the next letter from this Board to Colonel Park, Governor of the said islands, he be acquainted with the purport of the said certificates.

Antego.
Certificates of Mr. Crab's character.

Colonel Park to be acquainted therewith.

A letter from the Earl of Sunderland, of the 30th of the last month [*fo.* 82, 129], desiring to know if this Board have any objection to Mr. Timothy Salters being appointed a member of her Majesty's Councill of Barbadoes, was read.

Barbadoes.
Letter from the Earl of Sunderland about Mr. Salter's being of the Council.

Their lordships took into consideration the draught of a commission for the Right Honourable the Lord Lovelace to be Governour

New Jersey.
Draught of a Commission.

1708.

of her Majesty's province of Nova Cæsaria or New Jersey [*fo.* 105, 112], and went through the same.

April 13. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

New York. *Instructions.*

Their lordships took into consideration the draught of instructions to be given to the Lord Lovelace for the government of New York [*fo.* 105, 111], and made some progress therein.

April 14. Present :—Earl of Stamford, Mr. Pulteney, Mr. Monckton.

Miscellanies. *Incidents.*

The accounts of incident charges of this office, from Christmas, 1707, to Lady Day, 1708, were laid before the Board, and are as follows, vizt. :—

	l.	*s.*	*d.*
The Secretary's account of petty expences, amounting to	13	10	5
The Stationer's account, amounting to	37	11	6
Amounting in the whole to	51	1	11

Letter to Lord Treasurer praying payment thereof and of salary due.

And a letter to the Lord High Treasurer to desire the payment thereof, as likewise of salaries due to this office, was signed.

New York. *Instructions for Lord Lovelace.*

Their lordships again took into consideration the draught of instructions to be given to the Lord Lovelace [*fo.* 110, 112], for the government of New York (mentioned in yesterday's minutes), and made a further progress therein.

April 15. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Plantations General. *Circular letters about Negroes.*

Circular letters to the Governors of her Majesty's plantations, and to the Propriety and Charter Governments, relating to the number of negroes brought directly from Africa by the Company and seperate traders to the said plantations &c. (mentioned in the minutes of the 12th instant) [*fo.* 108, 358 ; N. *fo.* 308], were signed.

New York. *Instructions for Lord Lovelace.*

Then their lordships proceeded further in the consideration of the draught of instructions to be given the Lord Lovelace for the government of New York (mentioned in yesterday's minutes) [*fo.* 111, 159], and went through the same.

New York. *Letter to Mr. Burchet upon that clause relating to colours for privateers.*

Ordered that the copy of one of the aforesaid instructions relating to the colours to be borne by private ships of war in the plantations be sent to Mr. Burchet [*fo.* 114], to know whether, upon the union of the two kingdoms of England and Scotland, it be necessary to make any alterations in the said instruction.

April 16. Present :—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney.

New Jersey. *Draught of instructions for Lord Lovelace.*

Their lordships took into consideration the draught of instructions to be given to the Lord Lovelace to be Captain General and Governor in Chief of her Majesty's province of Nova Cæsaria or New Jersey [*fo.* 109, 113], and made some progress therein.

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April 19. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

New Jersey. *Instructions.*

Their lordships again took into consideration the draught of instructions [*fo.* 112, 115] for the Lord Lovelace to be Governor of New Jersey (mentioned in the minutes of the 16th instant) and made a further progress therein.

Plantations General. *Letter to Mr. Lownds for copies of Acts of Parliament,*

Ordered that a letter be writ to Mr. Lowndes to move the Lord High Treasurer that their lordships may have 50 copies of an Act past this session of Parliament, intituled *An Act for the incouragement of the trade to America*, as also 50 copies of an Act likewise past this session intituled *An Act for the ascertaining the rates of foreign coins in her Majesty's plantations in America.* And to remind him of the letter from the secretary of the 25th of the last month [*fo.* 100, 136], desiring copies of Mr. Blathwayt's patents and instructions constituting him Auditor General of her Majesty's plantations in America.

and about Mr. Blathwayt's patent &c. as Auditor General.

New York. New Jersey. *Representation with draughts of commissions for the Lord Lovelace to be Governor, and letter to the Earl of Sunderland.*

A representation, for laying before her Majesty [*fo.* 257], the draughts of commissions for the Lord Lovelace to be Governor of her Majesty's provinces of New York and New Jersey, together with a letter to the Earl of Sunderland, inclosing the same, were read.

April 20. Present:—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney.

New York. New Jersey. *Letter from Mr. Burchet about colours to be worn by merchant ships.*

A letter from Mr. Burchet, in answer to one writ him the 15th instant [*fo.* 112], inclosing the copy of an instruction to be given the Lord Lovelace for the governments of New York and New Jersey, relating to the colours to be born by private ships of war in the plantations, signifying that his Royal Highness the Lord High Admiral had no objection thereunto, was read.

Virginia. *Order of Council confirming an Act about size of hogsheads.*

Copy of an Order of Council, of the 1st instant, upon a representation of the 23rd of March last [*fo.* 97], *for confirming an Act past in Virginia, for improving the staple, and for regulating the size of tobacco hoggsheads*, was read.

Maryland. *Copy of an Order of Council repealing two Acts about tobacco hogsheads and defacing tobacco &c.*

Copy of a second Order of Council, of the same date, upon the same representation for repealing two Acts past in Maryland [*fo.* 97], *touching the gauge of tobacco hoggsheads, and the cutting and defacing tobacco &c.*, was read.

Maryland. *Copy of an Order of Council directing Colonel Seymour to get a new Act past conformable to the Act of Virginia.*

Copy of a third Order of Council, of the same date of the foregoing, upon the said representation [*ibid.*], directing Colonel Seymour, Governor of Maryland, to move the Assembly of that province to pass another Act conformable to the above-mentioned Act past in Virginia, instead of the two foregoing Acts of Maryland repealed, was read; and a letter to Colonel Seymour, inclosing the said order, was signed; and sent to Mr. Micajah Perry, to be forwarded by the ships now going to those parts.

New Jersey. *Instructions.*

Then their lordships proceeded in the consideration of the instructions for the Lord Lovelace [*fo.* 113, 159] for the government of New Jersey (mentioned in yesterday's minutes), and went through the same.

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April 21. Present :—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney.

New York. New Jersey. *Lord Lovelace's instructions for trade, sent to Mr. Lowndes for the Commissioners of the Customs' perusal and amendments.*

Their lordships took into consideration the instructions to be given to the Lord Lovelace for the government of New York and New Jersey, relating to the Acts of Trade and Navigation, and went through the same; and ordered that a copy of the said instructions be sent to Mr. Lowndes [*fo.* 163], with the desire of this Board that the Commissioners of the Customs may have the perusal of them, in order to their fitting and adapting the several articles of the said instructions to the Act for uniting the two kingdoms of England and Scotland, as likewise to the Act for the incouragement of the trade to America, and in order to their making such further amendments as may render the several parts of the instructions conformable in all particulars to the several Acts of Trade.

Jamaica. *Mr. Solicitor General's report on Mr. Whitchurch's petition.*

Mr. Solicitor General's report upon the petition of Mr. James Whitchurch (sent him in the secretary's letter of the 12th of March last) [*fo.* 83], complaining of Colonel Handasyd, the Governor of Jamaica's having escheated a negro woman and her children belonging to him, was read; and thereupon ordered [*fo.* 122], that the draught of a representation be prepared for laying the same before her Majesty.

Representation thereupon.

April 22. Present :—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney.

Jamaica. *Counsellors.*

Upon consideration of the desire of Colonel Handasyd, the Governor of Jamaica [*fo.* 103], relating to counsellors for that island, mentioned in his letter of the 29th of August last, ordered that the merchants trading thither do attend this Board on Tuesday morning next.

Merchants summon'd.

Plantations General. *Letter from Mr. Secretary Boyle upon the petition of several Lutherans from Germany to be settled in the Plantations.*

A letter from Mr. Secretary Boyle of the 20th instant [*fo.* 118, 120], referring to this Board the petition of Joshua de Kocherthal, Evangelical minister, in behalf of himself and several poor Lutherans come out of Germany, praying to be transported and settled in some of the plantations, and the said minister attending, and being asked several questions, he said that they were 10 men, 10 women and 21 children, making together 41, of which men one is a joyner, another a smith, the others all versed in gardining, husbandry, planting, and tillage, and the women were versed in and understood the same business. Whereupon he was desired [*fo.* 121] that he would bring to the Board on Monday morning next the Lutheran minister settled in London.

Virginia. New York. *Merchants summon'd.*

Ordered that the merchants trading to Virginia and New York have also notice to attend their lordships on Monday morning next.

Plantations General. *Answer to Mr. Boyle's foregoing letter.*

Then an answer was writ to the foregoing letter [*fo.* 117, 121], acquainting Mr. Secretary Boyle that the consideration of this affair would take up some time, for that several persons were to be consulted thereon before they could lay the same before her Majesty; but that in the meanwhile they found the said poor people were reduced to such a necessity that they could not subsist without her Majesty's immediate relief, was signed.

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April 26. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Maryland. Pennsylvania. *Lord Baltimore, Mr. Penn and Col. Blakiston about boundaries.*

The Lord Baltimore, Mr. Penn and Colonel Blakiston attending [*fo.* 47, 128], the address from the Governor, Council and Assembly of Maryland, to her Majesty, relating to the settlement of the boundaries between that province and Pennsylvania, referred to this Board by her Majesty's Order in Council of the 8th of January, 170$\frac{7}{8}$ (mentioned in the minutes of the 5th of February), was again read ; as were likewise the three papers following, viz. :—

Papers relating thereto.

1st. Copy of a letter from the late King Charles the 2nd to the Lord Baltimore, dated the 2nd of April, 1681 (inserted in Maryland entries, volume the 1st, *folio* 83), directing his lordship to appoint persons, in conjunction with Mr. Penn's agents, to make a true division and separation of the said provinces.

2nd. Copy of an Order of Council of the 13th of November, 1685, upon a report of the then Lords Committees of Trade and Plantations to the late King James, touching the difference between the Lord Baltimore and Mr. Penn in relation to the Eastern boundaries of Maryland, inserted in the same book of entries, *folio* 107.

3rd. Copy of a letter from Mr. Penn to the Lord Baltimore upon the same subject, which his lordship communicated to the Board, dated at Westminster the 10th of April, 1681. Whereupon the Lord Baltimore insisted that the boundaries ought to be adjusted, as directed by King Charles's letter abovementioned, and Mr. Penn that it shou'd be according to the Order of Council aforesaid. However, not agreeing in this matter, Mr. Penn proposed to meet the Lord Baltimore, in order to the adjusting this difference between themselves, to which his lordship agreed, and appointed to meet Mr. Penn on Wednesday next in the afternoon accordingly for that purpose.

Plantations General. New York. *Mr. Lodwick about German Lutherans to be settled at New York.*

Mr. Lodwick attending, and being acquainted with the petition of the Lutherans [*fo.* 117], lately arrived from Germany, and asked what encouragement they might find in New York, he said that there was no land at present in the province but what has already been granted, except land which lies 40 or 50 miles from Hudson's River, and that, the said province being very poor and in debt, he feared the said Lutherans would obtain but little assistance from thence.

New York. *Lord Lovelace with list of persons to be of the Council.*

The Lord Lovelace attending, presented to the Board a list of persons' names to be members of her Majesty's Council in New York, which was read ; and thereupon ordered that the said names be inserted in his lordship's instructions for that Government.

Plantations General. *Lutheran Ministers about German Protestants to be settled in the Plantations.*

Mr. Joshua de Kockerthal, with three Lutheran ministers (settled here) attending [*fo.* 118], in relation to the reference from Mr. Secretary Boyle touching the settlement of the said Kocherthal and others, in some of her Majesty's plantations in America (mentioned in the minutes of the 22nd instant), they said that they had read the testimonials giving a good character of the said minister and the others, and that they had no reason to doubt

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but the account of the behaviour of those people in the places where they had lived was true ; that fifteen of them were Lutherans, and 26 Calvinists. Then the said Kocherthal presented to their lordships a paper with the names and ages of the said persons, which was read ; and directions given for preparing the draught of a representation thereupon [*fo.* 125], for laying the same before her Majesty.

List of them.

Representation thereupon.

Jamaica.
Draught of representation on Mr. Whitchurch's petition.

The draught of a representation upon the petition of Mr. James Whitchurch to her Majesty [*fo.* 117, 124], complaining of Colonel Handasyd, the Governor of Jamaica, having escheated a negro woman and her children belonging to him, as directed in the minutes of the 21st instant, was agreed and ordered to be transcribed.

April 27. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Jamaica.
Col. Lloyd and Mr. Whitchurch.

Colonel Richard Lloyd and Mr. James Whitchurch attending, they presented to their lordships two Orders of Council, vizt. :

Order upon a petition of the said Lloyd complaining of Col. Handasyd's escheating his slaves.

An Order of Councill of the 15th instant, referring to this Board the petition of the said Lloyd [*fo.* 176], setting forth his being seized in fee of a plantation in Jamaica, and of several slaves thereunto belonging, and that an escheat had been issued against 18 of the said slaves, in order to the Governor's making a grant thereof to the prosecutors, was read, as also,

Order upon the petition of divers merchants &c. complaining of their being unjustly dispossessed of lands and Negroes.

An Order of Councill of the same date, referring to this Board the petition of divers merchants and traders to, and inhabitants of, Jamaica [*fo.* 176, 180], in behalf of themselves and others, complaining of their being unjustly dispossess'd of their lands and negroes upon the information of several ill-designing men in the said island, and praying to be restored to their said lands and negroes, was read : whereupon the said Lloyd acquainted their lordships that he would lay before them several affidavits in proof of the allegations set forth in the said petitions, so soon as some gentlemen who were sick should be recovered, and therefore desired a fortnight's time longer to procure the said affidavits, which their lordships agreed to.

Affidavits to be procured in proof thereof.

Carolina.
Letter from the Lords Proprietors about an Act for the settlement of that country.

A letter from the Lords Proprietors of Carolina of the 24th instant, acknowledging the receipt of her Majesty's Order in Councill of the 20th of February, 170⅞ [*fo.* 71], repealing an Act past in that province, entituled *An Act to incourage the settlement of this country*, and acquainting this Board they had taken effectual care that her Majesty's commands in relation to the said Act should be forthwith complied with, was read.

Bermuda.
Letter from Mr. Jones about rents of lands belonging to his offices.

A letter from Mr. Jones, secretary and provost marshall of Bermuda, praying their lordships' letter to Colonel Bennet, Governor of the said island [*fo.* 130], that the rents of lands belonging to his places there, since his coming last from thence, may be paid to his attorney, &c., was read ; and directions given for preparing the draught of such a letter accordingly.

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The representation upon the complaints of Mr. James Whitchurch [*fo.* 122, 180], touching the escheat of his negroes by Brigadier Handasyd, Governor of Jamaica, agreed at the last meeting, together with a letter, inclosing the same, to the Earl of Sunderland, were signed.

Jamaica. *Representation on Mr. Whitchurch's petition. Letter to the Earl of Sunderland therewith.*

The draught of a representation upon the petition of Mr. Kocherthal [*fo.* 122, 126], in behalf of himself and other Lutherans, lately arrived from Germany, praying that they may be settled in some of her Majesty's plantations in America, as directed in yesterday's minutes, was agreed, and ordered to be transcribed.

Plantations General. *Draught of representation about settlement &c. of German Protestants.*

Ordered that a representation be prepared proposing that John Peeke be constituted a counsellor in Jamaica, in the room of Charles Sadler, deceased [*vide* Jam. Bun. D, No. 25; *fo.* 128].

Jamaica. *Representation proposing a new counsellor.*

April 28. Present :—Earl of Stamford, Lord Herbert of Cherbury, Mr. Pulteney.

Mrs. Bowden, widow, of the Island of St. Christopher's, attending, with Brigadier Lillingston, her brother, she presented to their lordships an Order of Council of the 22nd instant [*fo.* 129], referring to this Board the petition of the said Bowden, complaining of her being dispossessed by Colonel Park, of a considerable estate in St. Christopher's, praying relief therein, was read. And being asked what proof she had to make good the allegations set forth in her petition, she said that she had not any here, but that the same could be sufficiently proved upon the place, whether she should be going in a short time: and therefore desired that the matters contained in the said petition might be examined by the members of her Majesty's Council of the said island, and that their lordships would be pleased to send Colonel Park directions to permit her to take depositions to prove the facts alledged against him, which their lordships promised to do, and gave directions for preparing the draught of such a letter accordingly.

St. Christophers. *Mrs. Bowden and Brigadier Lillington.*

Order of Council upon her petition complaining of Col. Park's dispossessing her of an estate &c.

Letter to Col. Park thereupon.

The representation upon the petition of Mr. Kocherthal [*fo.* 125, 152], in behalf of himself and other poor Lutherans lately come from Germany &c., as agreed at the last meeting, together with a letter inclosing the same to Mr. Secretary Boyle, were signed.

Plantations General. New York. *Representation on the petition of several German Protestants to be settled in America. Letter to Mr. Secretary Boyle.*

A letter from the Duke of Bolton, recommending Mr. Betts to be one of the members of her Majesty's Councill of Jamaica, was read; and the said Betts attending, he was acquainted that their lordships had agreed upon a person to fill up the present vacancy in that Councill before the receipt of the said letter, as in the minutes of yesterday. Whereupon Mr. Betts desiring that he might be named for the next vacancy that may happen, ordered that his desire be minuted accordingly.

Jamaica. *Letter from the Duke of Bolton recommending Mr. Betts to be of the Councill.*

April 29. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

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Trade.
Memorial with account of the Turkey Company's exports &c.

Mr. Wodnoth, secretary to the Turkey Company, attending [*fo.* 108, 134], presented to the Board a memorial containing an account of the said Company's exports of cloths, perpetuanas, lead &c., in the years 1699 and 1700, which was read, and their lordships observing that the said account does not answer the letter writ to the Company the 12th instant (mentioned in the minutes of that day), they desired the said Wodnoth to acquaint the Company therewith, and that this Board is desirous of having as full an answer to the aforementioned letter as the Company were able to give, as also an account of the inconveniencies the Company might lye under in that trade, together with their proposals for the better improvement thereof, that their lordships might be inabled to give them all the assistance possible.

Mr. Wodnoth desired to procure a full answer to the letter lately writ the Company &c.

Jamaica.
Representation proposing a new counsellor. Letter to the Earl of Sunderland therewith.

The representation proposing Mr. Peeke to be a member of her Majesty's Councill in Jamaica in the room of Mr. Sadler, deceased, [*fo.* 125, 295], as directed in the minutes of the 28th instant, together with a letter to the Earl of Sunderland, inclosing the same, were signed.

Maryland. Pennsylvania.
Boundaries.

The Lord Baltimore and Mr. Penn attending, and not agreeing in relation to the boundaries to be settled between the provinces of Maryland and Pennsylvania, mentioned in the minutes of the 26th instant [*fo.* 119], they appointed another meeting in order to the settlement of that matter, and were desired to sign what should be agreed on between them, which they promised to do accordingly.

Antigua.
Representation to be prepared for confirming two new counsellors.

Upon consideration of what Colonel Park, Governor of the Leeward Islands, writes in his letter of the 4th of August (paragraph G), relating to Mr. William Thomas and Mr. Richard Olivers being appointed members of her Majesty's Councill in Antego; ordered [*fo.* 130] that the draught of a representation be prepared proposing their being appointed members of the said Councill accordingly.

Barbadoes.
Draught of a letter to the Earl of Sunderland about Mr. Salters's being of the Council.

Ordered that the draught of a letter be prepared to the Earl of Sunderland, in answer to his of the 30th of March last [*fo.* 109, 130], relating to Mr. Timothy Salters being one of the members of her Majesty's Councill in Barbadoes.

April 30. Present:—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney.

St. Christopher's.
Letter to Col. Park upon Mrs. Bowden's petition.

Letter to Colonel Park, Governor of the Leeward Islands, inclosing a copy of the petition of Mrs. Bowden [*fo.* 125, 340], complaining of her having been unjustly disposse[sse]d by him of an estate at St. Christopher's (mentioned in the minutes of the 28th instant), was signed.

Barbadoes.
Letter to the Earl of Sunderland about Mr. Salters's being of the Council.

A letter to the Earl of Sunderland in answer to one from his lordship of the 30th of the last month [*fo.* 129, 354], touching Mr. Timothy Salter's being a member of her Majesty's Councill in Barbadoes, was signed.

Antigua.
Representation proposing two new counsellors. Letter to the Earl of Sunderland therewith.

A representation proposing William Thomas and Richard Oliver, esquires, to be members of her Majesty's Councill of Antigua, as directed in yesterday's minutes [*fo.* 129], together with a letter to the Earl of Sunderland, inclosing the same, were signed.

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Bermuda.
Letter to Col. Bennet about payment of Mr. Jones's fees, perquisites &c. of his office.

A letter to Colonel Bennet, Governor of Bermuda, relating to Mr. Jones's receiving one moiety of the fees and perquisites belonging to him as secretary and provost marshall of that island [*fo.* 124], as also directing the said Governor to advise Mr. Jones's tenants to pay to his attorney the rents of his lands, was signed.

Maryland.
Lord Baltimore's memorial against two Acts.

Upon consideration of the Lord Baltimore's memorial [*fo.* 61], mentioned in the minutes of the 20th of February last, containing his objections against two Acts past in Maryland in 1707, entituled *An Act giving power to the farmers of the Lord Baltimore's rents to recover the arrears thereof after expiration of their lease. An Act requiring the agent of the Lord Baltimore to certify into the Secretary's office the instructions and conditions of plantations, with the fees by them demanded, and obliging his lordship's deputy surveyors to qualify themselves according to law.*

Sent with the Acts for Mr. Solicitor General's opinion.

Ordered that a copy of the said memorial, as likewise copies of the Acts, be sent to Mr. Solicitor General, for his opinion thereupon in point of law.

May 10. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Miscellanies.
A new Commission.

A new commission from her Majesty, dated the 4th instant [*fo.* 181], appointing the Earl of Stamford, Lord Dartmouth, Lord Herbert, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton and Sir Charles Turner, Commissioners for promoting the trade of Great Britain, and for inspecting and improving her Majesty's plantations in America, was read.

Newfoundland.
Letter from Mr. Secretary Boyle. Address of the House of Commons about the fishery. Letter to Mr. Campbell for what he has to offer against Major Lloyd.

A letter from Mr. Secretary Boyle, of the 3rd instant [*fo.* 142], referring to this Board the address from the House of Commons to her Majesty, of the 31st of March last, relating to the trade and fishery of Newfoundland, was read ; whereupon order'd [*fo.* 98], that a letter be writ to Mr. Campbell, to remind him of the Secretary's letter of the 24th of March last, relating to articles upon which he does intend to charge Major Lloyd, commander of the garrison there, for any irregularities or misbehaviour by him committed, and to desire that he will let their lordships have the said articles with all possible dispatch.

Letter to Mr. Solicitor General for his opinion about breach of the Act to incourage the Newfoundland trade.

Upon consideration of the Act of Parliament past in the 10th and 11th years of his late Majesty's reign, entituled *An Act to incourage the trade to Newfoundland*, ordered [*fo.* 142] that a letter be writ to Mr. Solicitor General to desire his opinion, whether when anything is required to be done, or prohibited from being done, by Act of Parliament, and no penalty expressed in the Act, the breach of that Act is not punishable as a misdemeanor at common law.

Heads of a report on the said Address.

Then their lordships agreed upon several heads in order to the preparing the draught of a report to her Majesty upon the foresaid address.

Plantations General.
Circular letters for transmitting Acts about coin and trade to America.

The draught of a circular letter [*fo.* 138] to all the Governors of her Majesty's plantations, as also to the Proprietary and Charter Governments, for transmitting to them the two following Acts, past in the last sessions of Parliament, entituled *An Act for ascertaining the rates of foreign coins in her Majesty's plantations in America*, and *An Act for the incouragement of the trade to America*, was agreed, and ordered to be transcribed.

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Newfoundland.
Copies of instructions to the Commander of the Garrison and Commodore.

Copies of her Majesty's instructions to Major Lloyd, Commander of the fort and garrison at St. John's at Newfoundland, as likewise to the Commodore of the convoy for that year, dated the 11th of April, 1706, pursuant to a representation from this Board of the ——— proposing that the said Major Lloyd do permit the said Commodore to inspect the stores and ammunition of war there, to examin the muster-roll, and to inquire whether the said Commander or any other officers &c., do by themselves or agents carry on any trade or commerce there &c., were read.

May 11. Present :—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney.

Trade.
Turkey merchants with several accounts relating to trade thither.

Several members of the Turkey Company attending [*fo.* 127], presented to their lordships the three following papers, vizt. :

Imports from Turkey.

An account of goods imported from Turkey by the Levant Company, from the year 1699 to the year 1707.

Exports.

An account of English woollen manufactures, tin and lead, exported by the Levant Company from the year 1699, to the year 1706.

Goods taken by the enemy.

An account of goods shipped in Turkey for Great Britain, which have been taken by the enemy, or lost at sea, from the year 1701, to the year 1705 ;

They are desired to lay their grievances before the Board.

which were read ; and the said gentlemen were desired to give their lordships an account of the grievances they labour'd under in relation to their trade (if any), with what proposals they might have to offer for remedy thereof, which they promised to do accordingly.

New York.
Acts consider'd.

Their lordships then proceeded upon the Acts of New York remaining to be reconsider'd, and went through the same, and

Report to be drawn.

gave directions for preparing the draught of a report [*fo.* 143], for laying several of the said Acts of New York before her Majesty.

May 12. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Bermuda.
Memorial from Mr. Jones.
Offers for resigning his places.

A memorial from Mr. Jones, secretary and provost marshall of Bermuda, relating to the offers that have been made to him by Mr. Nodin for resigning his said places to the said Nodin's relation, was read ; whereupon he was acquainted that, this being a matter not properly the business of this Board, no notice was taken thereof.

New Jersey.
Lord Lovelace.
List of persons to be of the Council.

Lord Lovelace, with several of the proprietors of New Jersey, attending, presented to the Board a list of persons' names to be members of her Majesty's Councill in the said province ; but their lordships observing that the names of some of the present counsellors were left out of the said list, and desiring to know the reason thereof, these gentlemen promised to put their reasons into writing [*fo.* 150], and lay the same before their lordships.

Plantations General.
Copy of Mr. Blathwayt's patent for Auditor General.

A copy of a patent from King Charles the Second, dated the 19th of May, 1681, constituting and appointing Mr. Blathwayt Auditor General of the plantations in America, was read [*fo.* 113,

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Plantations General I, Bundle 55], and thereupon ordered [*fo.* 139], that Colonel Nicholson have notice to attend the Board on Friday or Monday morning next.

Plantations General.
Letter from Mr. Lownds referring Capt. Long's petition for reimbursement of charge in search of new discoveries.

A letter from Mr. Lowndes, of yesterday's date [*fo.* 140, 165], refering to this Board the petition of Captain Richard Long, setting forth that, in the reign of his late Majesty King William, he was sent in the ship *Rupert* prize to make discoveries on the coasts of America, not possessed by Europeans &c., praying that the summe of eighty pounds disburst by him in that service may be paid to him, was read; whereupon their lordships agreed to take the same into consideration on Monday morning next.

May 14. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

New York.
Reference from the Earl of Sunderland upon Mr. Rayner's petition praying for the place of Attorny General.

Mr. John Rayner attending [*fo.* 139], presented to their lordships a reference upon his petition to her Majesty from the Earl of Sunderland of the 10th instant, setting forth that Mr. Broughton two years ago was appointed Attorney and Advocate General of New York, contrary to the method required in such cases; that the Lord Cornbury, judging the said Broughton not of sufficient capacity for that trust [*fo.* 162], had put in Mr. Bigly (no barrister at law), who at present does officiate in those places, and praying that he may be appointed Attorney and Advocate General of the said province, in the room of the said Broughton, was read; as was also a certificate from several of the judges in her Majesty's Courts, that they do believe him to be well qualified to serve her Majesty in those stations. Mr. Rayner added that, as to the place of Advocate General, he did not insist upon it; but should rest satisfied if he could obtain that of Attorney General. Whereupon, their lordships gave directions that the former proceedings in relation to the said Broughton should be laid before them, in order to the preparing a report thereupon to her Majesty.

Papers relating to Mr. Broughton to be laid before the Board.

Plantations Generall. Proprieties.
Circular letter with Acts of Parliament.

The circular letters to all the Governors [*fo.* 133] of her Majesty's plantations, as likewise to the Proprietary and Charter Governments, for transmitting to them two Acts past the last session of Parliament, entituled *An Act for ascertaining the rates of foreign coins in her Majesty's plantations in America*, and *An Act for the incouragement of the trade to America* (mentioned in the minutes of the 10th instant), were signed.

Maryland.
Laws under consideration.

Then their lordships took into consideration the collection of Maryland laws past in 1704 [N. *fo.* 312], and read 21 of the said laws.

Virginia.
Col. Nicolson about auditing revenue.

Colonel Nicholson attending according to appointment [*fo.* 136], and being asked several questions in what manner the accounts of her Majesty's revenue in Virginia was audited, he said that the accounts of all quit-rents and other the settled revenue of the Crown were transmitted hither to Mr. Blathwayt, Auditor General of the plantations, and that the Assembly there had, by an instruction from hence, a permission to inspect the accounts of such moneys as were given by them for the use of the respective Governments. Whereupon ordered that the said instruction be laid before the Board on Monday morning.

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May 17. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

New York. *Rayner's petition to be Attorny General. Mr. Lodwick summon'd.*

Upon consideration of the petition of Mr. Rayner [*fo.* 137], praying to be made Mr. Attorney General of New York (mention'd in the minutes of the 14th instant) ; ordered [*fo.* 144] that Mr. Lodwick have notice to attend the Board to-morrow morning.

Plantations General. *Capt. Long about his petition.*

Captain Long attending, his petition referred to this Board by Mr. Lowndes's letter of the 11th instant (mentioned in the minutes of the 12th ditto) [*fo.* 136], was again read, and the said Captain being asked what proof he had to the allegations in his petition, he produced the four following papers, vizt. :

Papers proving the allegations thereof.

A commission from the Commissioners of the Admiralty, dated the 4th of December, 1697, appointing him Captain of the ship *Rupert* prize.

An order from the said Commissioners, dated the 25th of April, 1698, directing him to follow such orders as he should receive from time to time from his late Majesty for his proceeding with the said ship.

A letter from Mr. Secretary Vernon to the said Captain Long, inclosing his said late Majesty's instructions, directing him to sail forthwith to America to make discoveries of gold mines, wrecks &c., in such places where the same were likely to be found &c., dated the 30th of April, 1698.

Another letter from Mr. Secretary Vernon to the said Captain inclosing to him an additional instruction to that above-mentioned, dated the 17th May, 1698 ;

which papers were read ; and it appearing by the said instructions that the said Captain had made a contract with the Commissioners of the Treasury in the year 1698 [*fo.* 162], he was desired to bring a copy thereof, as likewise of his journal of that voyage.

His proceedings in America.

He further produced to their lordships a commission from the Navy Office, dated the 15th of May, 1701, appointing him master of the *Lewis* hulk, which was read ; and being asked several questions, he said that when he was at Darien in the *Rupert* prize, he was informed by the Indians that there were gold mines near the place where he was, which he might have surprized and taken, but hearing that the Spanish Barlevento fleet was on the coast, he did not attempt it, but came back to England. Upon his return, which was about the time of the death of the King of Spain, he made proposals for an expedition to the said gold mines, but his proposals were not accepted. That he acquainted Admiral Benbow with his knowledge of the Darien coast, and of the account he had had of the said mines. Whereupon Admiral Benbow, when he went to the West Indies, obtained for the said Long the commission for the *Lewis* hulk above-mentioned ; that he did stay at Jamaica till his return, which was about two years ago ; that whilst he was at Jamaica he saw some of the gold taken from the said mines by some Jamaica privateers that went up thither ; that about six years ago he gave in his account, of what he had expended in his first expedition, into the Treasury, which accounts are not at present to be found ; but that he would make an affidavit [*fo.* 162] that he had really laid out the 80*l.*, as set forth in his petition.

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Newfoundland.
Mr. Solicitor General's report about breaches of the Acts relating to Newfoundland. Draught of representation upon address of House of Commons.

Mr. Solicitor General's report, in answer to the letter writ him the 10th instant [*fo.* 132], relating to breaches of the Acts for regulating the trade and fishery of Newfoundland, was read; and the draught of a representation [*fo.* 149] upon Mr. Secretary Boyle's letter of the 3[r]d instant, referring to this Board an address from the House of Commons to her Majesty [*fo.* 132], relating to the trade and fishery of Newfoundland (mentioned in the minutes of the 10th ditto), was agreed, and ordered to be transcribed.

May 18. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

New York.
Draught of representation on Acts.

The draught of a representation for repealing one Act, and for confirming several others past at New York, from the year 1691 to 1705 [*fo.* 135, 149], as directed in the minutes of the 11th instant, was agreed, and ordered to be transcribed.

Trade.
Letter from Mr. Secretary Boyle. Convoys for ships of Bremen.
Papers relating thereto.

A letter from Mr. Secretary Boyle, of the 14th instant [*fo.* 322], referring to this Board several papers relating to English convoys being appointed for the ships of Bremen, was read, as were likewise the seven following papers referr'd to therein, vizt. :

No. 1. Extract of a letter from Mr. Wych to the Secretary Boyle, dated the 15th instant, with the following letter.

No. 2. Copy of a letter from the Secretary of the English Company at Hamburg to the said Mr. Wych, dated the 15th instant.

No. 3. Copy of a letter from Mr. Secretary Boyle to his Royal Highness the Lord High Admiral's Council, dated the 3rd of March, 170$\frac{7}{8}$.

No. 4. Translation of a letter from the City of Bremen to her Majesty, dated the 15th of December, 1707.

No. 5. Copy of a letter from Mr. Secretary Boyle to Baron Schutz, Envoy Extraordinary from the Elector of Hannover, dated the 8th of April, 1708.

No. 6. Copy of a letter from Mr. Burchet, Secretary to his Royal Highness the Lord High Admiral, to Mr. Secretary Boyle, dated the 7th of April, 1708.

No. 7. Copy of her Majesty's answer to the above letter from the city of Bremen, dated the 25th of April, 1708.

Letter to the Hamburgh Company to attend.

Ordered that a letter be writ to the Governour or Deputy Governour of the Hamburgh Company [*fo.* 145], to acquaint them that their lordships desire to speak with them, or any other gentlemen concerned in that trade, on Thursday morning next.

New York.
Mr. Lodwick about Mr. Broughton's being Attorney General there.

Mr Lodwick attending [*fo.* 140], according to appointment, and being asked what he knew about Mr. Broughton's being Attorney General of New York, he said that Mr. Broughton had been appointed to that place by her Majesty's warrant, but that he had heard the Lord Cornbury refused to let him act, upon pretence of inability, and had put in one Bigly to officiate for him; that this had been complained of to her Majesty by Mr. Lund, a relation of Mr. Broughton's. Whereupon their lordships desired that Mr. Lodwick would acquaint the said Lund [*fo.* 147] that they would speak with him to-morrow morning concerning this matter.

Mr. Lund to attend.

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May 19. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows. Mr. Pulteney.

Trade.
Letter from Mr. Gore, Treasurer of the Hamburgh Company. Convoys for ships of the Bremen.

A letter from Mr. Gore, treasurer to the Hamburg Company [*fo.* 144], in answer to one writ him yesterday, relating to convoys being appointed for ships of Bremen, was read, signifying that he will lay the said letter before the Committee at their next meeting, there being no Governor as yet chosen since the death of Sir William Gore, and that when a letter received from their Company residing at Hamburg upon the same subject has been read by the said Committee, they will attend this Board ; whereupon ordered that the following queries be sent to the said Company [*fo.* 168, 310], and that they be desired to return answers thereto in writing on Fryday, the 28th instant.

Queries for the Hamburgh Company.

No. 1. Wherein lyes the difficulty of men-of-war going to the mouth of the river Weser ?

No. 2. Will the convoy by going thither deviate from its usual course to and from the Elbe, and to what degree ?

No. 3. What have been the annual exports and imports of the Company between this kingdom and Hambourg, during the late and present wars, particularly as to the exports of our woollen manufactures ?

No. 4. Since what time has the Company's trade began to decline, to what degree, and for what other reasons, than the common accidents of war ?

No. 5. How much of that trade has been lost by the city of Hamburg, and gained to the city of Bremen, and by what means ?

No. 6. Can you compute what have been the annual exports and imports to and from Bremen, and wherein has that trade chiefly consisted for some years past ?

No. 7. What are the contracts or stipulations between the Company and the city of Hamburgh, for settling the staple there ?

No. 8. What priviledges have been granted to and enjoyed by the Company since those that were printed and delivered to the House of Commons in 1699 ?

No. 9. What grievances or hardships does the Company lye under at present from that city or otherwise, in relation to their trade, and what methods can you propose for the redress thereof ?

No. 10. If the bare allowing a convoy in time of war to the merchants of Bremen may be destructive to the Hamburgh Company, how will the case be in relation to those trades, in time of peace, when there will be no want of a convoy ?

New York.
Mr. Lund about Mr. Broughton's being Attorney General there.

Mr. Lund attending [*fo.* 145], and being asked several questions in relation to Mr. Broughton, he said that upon the death of the said Broughton's father, he obtained a warrant from her Majesty, dated the 18th of June, in the fourth year of her Majesty's reign, appointing him Attorney General of New York, in the room of his said father ; but that the Lord Cornbury refused to admit him, alledging for reason (but not communicating anything to this Board) that there were many actions then depending at her Majesty's suit in the Supream Court in that province, as appear'd

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by a minute of Councill of that province of the 22nd of August, 1706, which Mr. Lund presented to the Board ; as also an Order of Councill of the 23rd of June, 1707, referring to their lordships a petition from the said Broughton to her Majesty [*fo.* 174, 219], praying to be restored to the exercise of his office, which reference Mr. Lund said he knew nothing of till about three weeks ago, at which time he took it out of the Councill Office : he further communicated to their lordships another minute of Councill of New York, dated the 26th of June, 1707, whereby it appears that upon reading a petition of Mr. Broughton's to the Lord Cornbury, praying that he would grant him her Majesty's letters patent under the seal of the province for the office of Attorney General, pursuant to her Majesty's letter for that purpose, his lordship had acquainted the Councill that he had thereupon writ to a Secretary of State, and to this Board, concerning the said Broughton, but neither of the foresaid minutes of Councill of New York were received from his lordship, nor his letter above-mentioned. Then their lordships desired that Mr. Lund would procure a certificate from the Treasurer of the Middle Temple [*fo.* 150], that the said Broughton had been called to that Bar, and practiced as a barrister at law, which he promised to do accordingly.

Minute of Councill relating to causes in the Supreme Court. Order of Council upon Mr. Broughton's petition.

Minute of Council of New York upon a petition from Mr. Broughton to the Lord Cornbury &c.

A representation upon an address of the House of Commons of 31st of March last to her Majesty [*fo.* 142, 159], relating to the trade and fishery of Newfoundland (mention'd in the minutes of the 17th instant), together with a letter to Mr. Secretary Boyle, inclosing the same, were signed.

Newfoundland.
Representation upon address of the House of Commons. Letter to Mr. Secretary Boyle.

Another representation for repealing one Act [*fo.* 143, 159], and for confirming several others past at New York (mentioned in yesterday's minutes), together with a letter to the Earl of Sunderland inclosing the same, were signed.

New York.
Representation on Acts. Letter to the Earl of Sunderland.

The Lord Lovelace attending, with several of the proprietors of New Jersey, the said proprietors presented to their lordships their objections against continuing some of the members of the present Councill of that province [*fo.* 136, *vide infra*], in the instructions to be given the Lord Lovelace for that government, which were read ; they likewise presented to the Board the affidavits of George Ingoldsby and John Hamilton [*fo.* 153], to make good their foresaid objections, relating to Thomas Revel and Daniel Leeds, which were also read.

New Jersey.
Proprietors' objections against some of the Council.

Affidavits against Revel and Leeds.

May 20. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Mr. Lund attending [*fo.* 149, 171], acquainted their lordships that he had searched the register of the Middle Temple, and that he found therein that Mr. Broughton was called to the Bar in November, 1700.

New York.
Mr. Lund about Mr. Broughton's being called to the Barr.

Then their lordships took into consideration the objections of the proprietors of New Jersey [*vide supra*] against some members of the present Council of that province being continued therein, and read the following papers, vizt. :

New Jersey.
Proprietors' objections against some of the Council.

A memorial from several of the proprietors of New Jersey, objecting against Mr. Sonmans and Mr. Cox's being

Papers formerly delivered on the same subject.

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constituted members of the Councill there, which had been read at this Board the 27th January, 170$\frac{3}{4}$.

Mr. Dockwra, Mr. Cox and Mr. Sonmans' answer to the foresaid memorial, read also the 14th February, 170$\frac{3}{4}$.

A memorial from the proprietors of East New Jersey, praying that their agent Mr. Sonmans may be constituted a member of the Council in that province, read the 24th April, 1706.

And Mr. Dockwra not attending as had been desired, their lordships defer'd the further consideration of this matter to another time.

May 21. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

New York.
Letter from Mr. Lowndes. Charge of transporting and utinsils for several Lutherans from Germany. Col. Nicholson &c. summon'd.

A letter from Mr. Lownds [*fo.* 212], desiring this Board to cause an estimate to be made of how much money is necessary to be furnish'd towards the transportation of the evangelical minister and other poor Lutherans into her Majesty's province of New York [*fo.* 126, 193], as also for furnishing them with tools for agriculture &c., was read; and thereupon ordered [*fo.* 157] that Colonel Nicholson, Mr. Perry and Mr. Lodwick have notice to attend the Board on Thursday morning next.

Copy of an Order of Council on the representation about the said Lutherans.

Copy of an Order of Councill of the tenth instant, upon a representation of the 28th of the last month [*fo.* 126; N. *fo.* 187], relating to the said Lutherans, approving that part of the said representation touching their being supplied with tools for agriculture &c. [*fo.* 157], recommending the same to the Lord Treasurer, was read.

Another Order on the same representation about their denization.

Another Order of Council of the same date of the foregoing [*fo.* 126], upon the said representation, approving that part thereof, relating to their being made denizens of this kingdom, and referring the same to the Earl of Sunderland, to prepare a warrant for her Majesty's royal signature, directing Mr. Solicitor General to prepare a bill in order to pass the Great Seal for making the said Lutherans free denizans accordingly, was read.

New Jersey.
Mr. Dockwra in relation to the Proprietors' objections against some of the Council.

Mr. Dockwra attending, and being acquainted that there had been objections laid before their lordships against the continuing of Thomas Revell, Daniel Leeds, Daniel Cox, and Peter Sonmans in the Council of New Jersey [*fo.* 150, 156], and being asked if he had anything to offer in relation thereunto, he said that, as to the two first, he knew them not, they being counsellors for the Western division, and therefore had nothing to offer on their account; but, as for Mr. Cox, he thought him very well qualified to serve her Majesty in that station, having a very great interest in West Jersey, and was a man of good parts and understanding, and well affected to her Majesty's Government; as for Mr. Sonmans [*fo.* 169], (he said that) he had a better interest than any two of the proprietors, having in himself above four shares or proprieties, and that he was a very honest and sensible man, and so esteemed by the proprietors of the Eastern division, they having made choice of him to be their agent there. Then Mr. Dockwra being asked some questions in relation to the method of appointing the said Sonmans agent, he said that the Eastern division is divided into 24 proprieties which may be computed at 13,000 acres each propriety; that at

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first these 24 proprietors were appointed to manage all affairs relating to that province, but that method being found impracticable by reason of the impossibility of getting the proprietors together, some of them living here and others in New Jersey, the majority of those proprietors appointed a committee of nine or seven to transact business here, but it proving also difficult to get that number to meet together, the majority of them appointed another Committee of five, though they seldom acted under six, except in cases that required extraordinary dispatch, and then Mr. Dockwra was impowered by the said committee to act in their names ; that Mr. Sonmans was chosen and his commission and instructions signed by six of the said Committee, vizt. : Mr. Penn, John Haddon, Thomas Barker, Thomas Cooper, Clement Plumstead, and by him the said Mr. Dockwra.

Proceedings of the Committee of Proprietors. Mr. Sonman's commission and instructions.

Then Mr. Dockwra being desired to let their lordships have a sight of their books, in which are entred the proceedings of the said Committee, as also of Mr. Sonmans' commission and instructions [*fo.* 170], he promised to bring the same to their lordships on Thursday morning next.

Letter to Mr. Penn for account of Revel and Leeds.

Ordered that a letter be writ to Mr. Penn [*vide infra*], to desire to know if he can give their lordships any account of the foresaid Thomas Revel and Daniel Leeds.

May 27. Present :—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

New Jersey.
Letter from Mr. Penn about Revel and Leeds

A letter from Mr. Pen of the 26th, in answer to one writ him the 21st instant [*vide supra*], signifying that he thought it for the advantage of New Jersey that Thomas Revel and Daniel Leeds be left out of the Councill of that province, and referring to Mr. Keble for a further account of them, was read ; and the said Keble attending at the same time, he was asked what he knew concerning the said Revel and Leeds [*fo.* 153, *vide infra*] ; whereupon he said that Revel was a judge in the province, but was very partial, and, when it was to serve his party, would determine matters contrary to justice ; that he and Leeds were both concerned with the Lord Cornbury in his arbitrary proceedings, particularly in the misapplication of money given by the Assembly for publick uses.

Mr. Keeble's character of them.

Memorial from Mr. Keble about a manufacture of pot-ashes.

Then the said Keble presented to their lordships a memorial [*fo.* 237], proposing to set up a manufacture of pot-ashes in New Jersey, if her Majesty were pleased to grant him a patent for the salt pans in that province, and a summe of money to enable him to carry on the work, which was read ; and their lordships agreed to take the same into consideration the first opportunity.

Affidavits against Revel and Leeds considered.

Then their lordships read the affidavits of John Hamilton and George Ingoldsby against the foresaid Revell and Leeds [*vide supra*], presented to their lordships by Sir Thomas Lane and the other proprietors the 19th instant ; whereupon their lordships agreed to leave the said Revel and Leeds out of the Lord Lovelace's instructions for New Jersey, and to insert the names of Hugh Hoddy, William Hall, and John Harrison, to fill up the vacancys in that Councill.

Counsellors for New Jersey agreed on.

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New York.
Col. Nicholson, Col. Lodwick &c. attending with several German Lutherans to be sent to New York.

Colonel Nicholson, Colonel Lodwick and Mr. Perry attending [*fo.* 152], with the Lutherans intended to be sent to New York, and the said Lutherans being asked what settlement they intended to make there, they said that their desire was to settle in a township and to live altogether; whereupon Colonel Nicholson, Colonel Lodwick and Mr. Perry were desired to make a calculation of the tools &c. necessary for them [*fo.* 152, 180], as also of the charge of their transportation, together with what may be fitting to allow them for a year's subsistence there, which they promised to do accordingly. The said Lutherans also promised to lay before their lordships a list of what tools they thought necessary to inable them to make a settlement at New York; and they acquainted their lordships that there were 14 more Protestants arrived from Germany, who were desirous of being in like manner transported to New York. Whereupon they were ordered [*vide infra*] to lay before their lordships the names, ages and qualifications of the said persons.

Plantations General.
Letter from Mr. Dummer.

A letter from Mr. Dummer, dated yesterday, with account of the course of the *Frankland* packet boat to and from the West Indies, and relating to the French squadron there, the galleons, trade from Jamaica to the Spanish coast, &c., was read.

May 28. Present:—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

New York.
List of 14 persons from Germany desiring to go to New York.

Mr. Kocherthal, the Lutheran minister, presented to their lordships a list of the names, ages and qualifications of the 14 persons lately arrived from Germany, vizt.: twelve out of the Palatinat, and two out of Holstein [*vide supra, fo.* 184, 219], which was read.

Newfoundland.
Order of Councill on the representation of 19th instant. Commission and instructions for the Commodore, and letter from her Majesty to Major Lloyd.

An Order of Councill of the 20th, upon a representation of the 19th instant, relating to Newfoundland [*fo.* 149], approving the said representation, and directing this Board to prepare a commission for the Commodore [*fo.* 161] to command the forts and garrison during his stay at Newfoundland, as also instructions for the said Commodore [*ibid.*], and a letter for her Majesty's signature to Major Lloyd [*ibid.*], disapproving his late proceedings, as set forth in the said representation, was read, and thereupon orders given for preparing the said commission, instructions and letter accordingly.

New York.
Order on representation approving 20 Acts.

An Order of Council of the 20th, upon a representation of the 19th instant [*fo.* 149], upon the laws of New York, approving twenty of the said laws, was read.

Order repealing an Act.

Another Order of Councill of the same date upon the same representation [*ibid.*], repealing *An Act for restraining and punishing pirates*, was read.

New York. New Jersey.
Representation with Lord Lovelace's instructions.

A representation for laying before her Majesty the draughts of instructions to the Lord Lovelace for the Governments of New York and New Jersey [*fo.* 112, 162], was agreed and ordered to be transcribed.

Trade.
Letters to Ministers at Denmark and Sweden.

The draughts of letters to her Majesty's Ministers in Denmark and Sweden [*fo.* 163], relating to our trade to those parts, were agreed and ordered to be transcribed.

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An Order of Councill of the 10th instant, transmitting to the Board an account of the several goods of the product and manufacture of this kingdom, as also of other goods and merchandizes exported from the port of London by the East India Company, between April, 1707, and April, 1708, was read ; whereupon their lordships agreed to examine the same with the former accounts and with the Act of Parliament relating to the East India Company at the first convenient opportunity.

Order of Council with account of exports by the East India Company.

May 31. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

The secretary laid before the Board the following papers, vizt. :

Newfoundland.

The draught of a commission for Peter Chamberlain, esq., Commodore of the Newfoundland convoy [*fo.* 159], to take upon him the chief command and direction of the forts and soldiers during his stay there, and to inspect the state of the said forts, provisions, ammunition and other stores of all sorts &c.

Draught of a Commission for the Commodore to comand at land.

The draught of an instruction to the said Commodore [*fo.* 159], for the better putting in execution of the Act of Parliament for redressing and punishing the several abuses practised by the masters of ships, and others in those parts, contrary to the said Act.

His instructions.

The draught of a letter for her Majesty's royal signature to Major Lloyd [*fo.* 159], commander of the garrison at St. John's, in Newfoundland, signifying her disallowance of his proceedings in his said command ;

Draught of her Majesty's letter to Major Lloyd.

which were agreed ; and a letter to the Earl of Sunderland, inclosing the same, was signed.

New York.

A memorial from Mr. John Rayner, desiring that he may be admitted to offer proofs to make good the allegations in his petition (mentioned in the minutes of the 12th instant), touching Mr. Broughton's inability to act as Attorney General of New York [*fo.* 137, 169], was read ; whereupon ordered that the said Mr. Rayner be acquainted that their lordships are ready to receive any proof he shall make upon that matter.

Memorial from Mr. Rayner touching Mr. Broughton's inability to act as Attorney General.

New York.
New Jersey.

A letter to the Earl of Sunderland [*fo.* 159, 257], inclosing the draughts of instructions to the Lord Lovelace for the Government of her Majesty's provinces of New York and New Jersey, was signed.

Letter to the Earl of Sunderland Lord Lovelace's instructions.

June 1. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Plantations General.

Captain Long presented to their lordships his affidavit [*fo.* 142], to prove some of the allegations in his petition (mentioned in the minutes of the 17th of the last month), together with the contract between the Commissioners of the Treasury and himself [*fo.* 141], the sixth day of July, in the 9th year of the reign of his late Majesty, 1697, which were read ; and directions given for preparing the draught of an answer to Mr. Lowndes's letter of the 11th of May last, relating to the said Long.

Capt. Long's affidavit upon his petition and contract with the Treasury.

New York.
New Jersey.

A report from the Commissioners of the Customes upon the draughts of instructions to be given to the Lord Lovelace for the

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Report from Commissioners of the Customs about Lord Lovelace's instructions for trade.

governments of New York and New Jersey [*fo.* 116], relating to the Acts of Trade and Navigation sent to Mr. Lownds in the Secretarie's letter of the 24th of April last, was read; whereupon ordered that the recital of several Acts relating to the Plantations, as proposed in the said report [*fo.* 164], be added to the forementioned instructions.

Plantations General. *Representations not to be inclosed to the Earl of Sunderland —only copys.*

The secretary acquainted their lordships that the Earl of Sunderland had told him that he did not desire the representations of the Board should be any longer inclosed to him, but that they should for the future be sent to the Councill Office, and only copies thereof sent him for his information.

Trade. *Letters to the Ministers at Denmark and Sweden.*

Two letters, the one to Mr. Pulteney, her Majesty's Envoy at the Court of Denmark, the other to Mr. Robinson, her Majesty's Envoy at the Court of Sweden [*fo.* 160, 238], as agreed the 28th of the last month, were signed.

Pennsylvania. *Order of Councill referring Mr. Penn's petition for Capt. Gookin to be his Lieutenant Governor.*

Captain Charles Gookin attending, presented to their lordships an Order of Councill of the 20th of the last month, referring to this Board the petition of Mr. Penn, praying her Majesty to approve the said Gookin as his Lieutenant Governor of Pennsylvania; as also a letter from Mr. Penn, recommending the said Gookin as a person fit to serve her Majesty in that employ, and Mr. Pulteney at the same time communicated to the Board a letter he had received from Lieutenant-General Erle, in favour of the said Gookin, which were read; and directions given [*fo.* 165] for preparing the draught of a representation for her Majesty's approbation of him accordingly.

Letter from Lieutenant General Erle in favour of Capt. Gookin.

June 2. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

New York. New Jersey. *Clause added to instructions for trade.*

The draught of a clause to be added to the instructions for the government of New York and New Jersey [*fo.* 163, 177], relating to the Acts of Trade and Navigation, as directed in yesterday's minutes, was agreed and ordered to be inserted in the said instructions accordingly.

Plantations General. *Additional instruction.*

And their lordships further agreed to offer to her Majesty that the said clause be sent as an additional instruction to all the Governors in her Majesty's Plantations.

Letter to Mr. Lowndes on Capt. Long's petition.

A letter from the secretary, in answer to one from Mr. Lowndes of the 11th of the last month [*fo.* 136], upon the petition of Captain Long, praying to be reimbursed 80*l.* expended by him when sent to make discoveries in America, as directed in yesterday's minutes, was agreed, and ordered to be sent.

Pennsylvania. *Representation on Mr. Penn's petition. Captain Gookin, Deputy Governor.*

A representation upon the petition of Mr. Penn to her Majesty [*fo.* 164, 183, 226], praying for her approbation of Captain Charles Gookin to be Deputy Governor of Pennsylvania, was signed.

Letter from Mr. Evans.

A letter from John Evans, Deputy Governor of Pennsylvania, dated at Philadelphia the 29th of September, 1707, was read.

New Jersey. *Letter from the Lord Cornbury.*

A letter from the Lord Cornbury, Governor of New Jersey, dated the 29th of November, 1707, was read, as were also the following papers referr'd to therein, vizt.:

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Copy of a printed paper [*fo.* 183], entituled a remonstrance of the Assembly of New Jersey to the Lord Cornbury, with his answer thereto [*fo.* 203].

Papers therein referr'd to.

Vote of the Assembly of New Jersey, the 27th October, 1707, relating to the raising a revenue.

Whereupon ordered that paragraph E of the said letter, relating to Mr. Byerly and others, maintaining that no order sent by the Governor from New York whilst he resides there, to New Jersey [*fo.* 182], or from New Jersey to New York, is of any force, be communicated to the Lord Lovelace, when he shal be next at the Board.

Extract thereof to be communicated to the Lord Lovelace.

A second letter from the Lord Cornbury, dated the 10th of February, 170$\frac{7}{8}$ [*fo.* 175], was also read, and the papers therein referr'd to laid before the Board, and are as follows, vizt. :

New Jersey.
Letter from the Lord Cornbury.

Letter from the Lieutenant Governor and Councill of New Jersey, inclosing an address to her Majesty.

An address from the Lieutenant Governor and Councill of New Jersey [*fo.* 173] to her Majesty, relating to the proceedings of the Assembly of that province.

Papers therein referr'd to.

June 3. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

The secretary laid before the Board a paper left with him by Mr. Dummer, relating to the neutrality between the five nations of New York Indians and the French, which was read.

New York.
Paper touching the neutrality between the Indians and French.

A letter from Mr. Rayner, desiring to know if any time be appointed by their lordships for his attendance, was read ; whereupon ordered [*fo.* 169] that he have notice to attend the Board to-morrow morning.

New York.
Mr. Rayner summoned.

Two letters from Mr. Usher, Deputy Governor of New Hampshire, dated the 6th and 15th of March, 170$\frac{7}{8}$, were read. Whereupon their lordships agreed to reconsider the same, when the papers therein referr'd to shall come to hand.

New Hampshire.
Letters from Mr. Usher.

Letter from Colonel Cranston, Governor of Rhode Island, dated the ——— of January, 170$\frac{7}{8}$, transmitting a letter from that Government to her Majesty, was read ; whereupon a letter to the Earl of Sunderland, inclosing the said letter, was signed.

Rhode Island.
Letter from Colonel Cranston with letter to the Queen.
Letter to Earl of Sunderland inclosing the same.

Mr. Gore, with several members of the Hamburgh Company, attending, in relation to the letter writ them the 20th of the last month [*fo.* 146, 285], relating to the allowing of English convoys to the ships of Bremen, they said that, having sent the queries received from their lordships in the foresaid letter to their correspondents at Hamburgh, they were not able, till they received their answer from thence, which they expected in a fortnight or three weeks, to give their lordships a perfect account of that business ; however in the meantime they said they had no objections to the allowing Bremish ships to go along with theirs from hence to the mouth of the river Wezar, nor indeed with their coming back with them, if it could be so contrived, that the Bremish ships should come and join the Hamburgh convoy in the Elbe, or else meet them

Trade.
Hamburg Company.
Convoy for ships of Bremen.

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off of the mouth of the Wezar ; they added that the toll at Stade continues to be levied by the Swedes there ; that neither the Dutch nor Hamburgh ships are liable thereunto, but pay the toll due to the Swedes at Hamburgh.

June 4. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

New York.
Mr. Rayner about Broughton.

Mr. Rayner attending [*fo.* 167], acquainted their lordships that he was not then ready to make good the allegation in his petition of Mr. Broughton's inability [*fo.* 162, 173], but that he would endeavour to bring Mr. Atwood and Mr. Couzens on Tuesday next, who were able to give satisfaction to their lordships therein.

New Jersey.
Mr. Ormstone against Peter Sonmans.

Mr. Ormston presented to their lordships a memorial [*fo.* 154, 203], praying that Mr. Peter Sonmans might not be of the Councill of New Jersey, alledging for reason that the said Sonmans enjoys no land but what was in the possession of his father [*fo.* 170], who died an alien, and that he is very unacceptable to the proprietors and inhabitants there, which was read.

Mr. Dockwra at the Board in behalf of Mr. Sonmans.

And Mr. Dockwra attending at the same time, he said that as to Mr. Sonmans being unacceptable there, that being a general allegation without proof, he would not trouble their lordships with any answer thereunto. As to Mr. Sonmans having no land [*fo.* 169], he said that, besides the land which belonged to his father, there have been eleven patents for land pass'd to the said Sonmans from the proprietors.

Then Mr. Dockwra being asked for a sight of Mr. Sonmans' commission, and of the books which contained the minutes whereby the Committees for managing the affairs of New Jersey were appointed (as mentioned in the minutes of the 21st of the last month), he produced to their lordships an entry of Mr. Sonmans' commission [*fo.* 155], signed by Mr. Penn, John Haddon, Thomas Barker, Thomas Cooper, Clement Plumstead, and by him the said Dockwra, with a memorandum at the bottom, that the Earl of Cromarty had also signed the same ; then he produced to their lordships a minute entred in the minute book in the year 1682, but no month or day mentioned, though by the preceeding and following minutes it appear'd to be either in September or October, at which time there were eleven proprietors present, who made an order that twelve proprietors at least may transact business, and that eight shall be the majority in matters of consequence ; but that in small things two parts in three of those present might transact what should be necessary to be done ; he produced another minute of the 20th of April, 1686, when eight proprietors were present, who then made an order that after minutes had been settled and matters agreed, if Mr. Dockwra signed what should be so agreed and affixed the seal thereto, it should be as good and as valid as if signed by the proprietors themselves. He further produced a letter to the Governor and Councill of New Jersey, dated the 29th of April, 1686, signed by thirteen of the proprietors, signifying their having agreed to and given the forementioned power to Mr. Dockwra.

June 8. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

1708.

New York.
Mr. Lund about arrival of Mr. Broughton, Attorney General of New York.

Mr. Lund attending [*fo.* 150, 197], acquainted their lordships that he had received a letter from Mr. Broughton in Ireland [*fo.* 174], advising him that he should soon be here, intending to come from thence in a man-of-war that was shortly to sail ; therefore Mr. Lund desired that their lordships would please to deferr making their report to her Majesty, upon the referrence before them relating to the place of Attorney General of New York, till his arrival here.

Bermuda.
Sir John Bennet and Mr. Nodin with several papers relating to Jones &c.

Sir John Bennet and Mr. Nodin attending, Sir John Bennet communicated to their lordships the following papers, vizt. :

Affidavit of Colonel Peniston, declaring that he never did set his hand to any paper relating to the good behaviour of Mr. Jones, since the taking off of the said Jones's suspension, on his last arrival in Bermuda.

Copy of the supposed plea of Daniel Greatbeach, signed by Rowland Greatbeach, his father, together with the affidavit of the said Rowland, declaring that the said plea was not put in by his privity, consent, or knowledge, and that he never set his hand to the same. [*Returned to Sir John Bennet.*]

Copy of a paragraph of a letter from Colonel Bennet, dated the tenth of January last, touching two letters writ by Mr. Jones to some of his friends in Bermuda, acquainting them that he was in hopes by the interest of two great men to get the Governor turned out of the government of the said island. Which papers were read.

New Jersey.
Letter to the Earl of Sunderland. with address about proceedings of the Assembly.

A letter to the Earl of Sunderland, inclosing the address from the Lieutenant Governor and Councill of New Jersey to her Majesty [*fo.* 166], complaining of the proceedings of the General Assembly of that province (read the 2nd instant), was signed.

New York.
Mr. Rayner about Mr. Broughton's disability to act as Attorney General.

Mr. Rayner attending, acquainted their lordships that the Earl of Clarendon had informed him this morning that he had received a letter from his son, the Lord Cornbury, Governor of New York, wherein he gives for reason of his not admitting Mr. Broughton to act as Attorney General in that province, that the said Broughton was not capable of executing the same [*fo.* 169], whereupon he was desired to procure a copy of that part of the said letter, which he promised to endeavour to get accordingly.

New York.
Letter to the Earl of Sunderland about the references on Mr. Rayner's and Mr. Broughton's petitions.

Ordered that a draught of a letter be prepared to the Earl of Sunderland [*fo.* 177], to acquaint him that this Board having now before them the referrence on Mr. Rayner's petition for the Attornyship of New York, as also the referrence upon Mr. Broughton's petition [*fo.* 148, 219], praying that he may be permitted to act in that post, pursuant to her Majesty's letter in that behalf (mentioned in the minutes of the 19th of the last month), and that their lordships being informed the said Broughton is now in Ireland [*fo.* 172], and designs to come over hither by the first opportunity, they are of opinion it may be reasonable to delay making their report on the said referrences till the said Broughton's arrival, when they shall be better enabled to lay the true state of that matter before her Majesty ; however, if her Majesty shall think fit to require a report to be forthwith made, their lordships will be ready to lay before her Majesty a state of that matter, as it now appears to them.

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Memorial from Mr. Atwood desiring two clauses of the Lord Cornbury's instructions.

A memorial from Mr. Atwood, desiring copies of two clauses in the Lord Cornbury's instructions for the government of New York, the one relating to the power given his lordship to suspend officers, the other, where he the said Atwood was first appointed one of the members of the Councill of the said province [*fo.* 176], which was ordered to be given him accordingly.

June 9. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

New York.
Lord Pearson with a packet from Lord Cornbury and old seal of New York.

Mr. Pearson, a lieutenant in one of the four independant companies at New York, being lately arrived, presented to their lordships a packet from the Lord Cornbury, which being opened at the Board, proved to be a duplicate of his lordship's late letter [*fo.* 166], inclosing the address from the Lieutenant Governor and Councill of New Jersey; he further presented to their lordships the old seal of the province of New York unbroken. Whereupon, the secretary was ordered to give the said Pearson a receipt for the same.

New York.
Certificate for Mr. Atwood about place of Chief Justice of New York.

The secretary laid before their lordships the certificate to be given to Mr. Atwood [*fo.* 175], relating to the place of Chief Justice of New York, which was read, and ordered to be given him accordingly.

Jamaica.
Col. Lloyd and several merchants.

Affidavits to the allegations in their petition about Negroes escheated &c.

Colonel Lloyd, with several Jamaica merchants, attending to make good the allegations in their petitions, read the 27th of April last [*fo.* 123, 270], Colonel Lloyd presented to their lordships his own affidavit, together with one from Mrs. Cathrine Freeman, setting forth that he had been above 18 years in possession of the negroes mentioned in his petition, which the Governor was endeavouring to have escheated, which were read; and he acquainted their lordships that, by letters received by the last packet boat, he was informed that his title appearing too plain in Jamaica, they had let fall their proceedings against the said negroes, and therefore he desired their lordships to respit making any report upon his said petition till he should have a further account of that matter. Then he presented to their lordships the affidavit of Captain Samuel Jones [*fo.* 123], to prove the allegation in the petition, signed by several of the Jamaica merchants, which was read on the 27th of April last, that the Governor had endeavour'd to escheat their lands; and they desired upon that petition that their lordships would represent to her Majesty that Colonel Handasyd be again required by her Majesty strictly to observe that instruction, which directs him not to dispose of any fines, forfeitures and escheats till her Majesty's pleasure be known therein.

Affidavit of Captain Jones to the petition of several other merchants about land endeavour'd to be escheated.

June 10. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

New York.
Letter to the Earl of Sunderland upon Mr. Broughton's and Rayner's petitions.

A letter to the Earl of Sunderland, relating to the petitions of Mr. Rayner and Mr. Broughton [*fo.* 174], as directed in yesterday's minutes, was agreed and signed.

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New York. New Jersey. *Representation with Lord Lovelace's instructions for trade.*

A representation for laying before her Majesty the draughts of instructions to the Lord Lovelace [*fo.* 164, 257], for the governments of New York and New Jersey, in pursuance of several laws relating to the trade and navigation of this kingdom, was signed.

Barbadoes. *Mr. Cox in behalf of his brother naval officer in Barbadoes.*

An Order of Councill of the 22nd of January last [*fo.* 46, 181], referring to the Board the petition of Samuel Cox, naval officer in Barbadoes, praying to be restored to his said place, of which he has been deprived by Mr. Crow, Governor of that island (mentioned in the minutes of the 4th of February last), was again read; and his brother, Mr. Charles Cox, attending, and being asked if he had a copy of his late Majesty's patent whereby his brother was constituted naval officer of Barbadoes, he said that he had not, whereupon he was desired to procure a copy of that patent [*fo.* 299], or that he would make an affidavit that his said brother had such a patent from King William, as also of his having acted in that station untill the demise of his said Majesty, which he promised to do, and lay the same before their lordships accordingly; and as to his brother's being turned out of his place by Mr. Crow at the instigation of Colonel Cleland, he referred to the abstracts of some letters from his brother relating to that matter [*fo.* 48], laid before the Board the 6th of February last, which were again read. As to its being only in the Governor to dispose of that office, and not in her Majesty, he referr'd to a report from the Commissioners of the Customs, and Treasury, upon a like case, at the time when Colonel Russell was Governor of Barbadoes, dated the 16th of February, 169$\frac{3}{4}$, read at the Board the 27th of October, 1707. Then,

A letter from his brother to their lordships (transmitted in Mr. Crow's letter of the 1st of March last) [*fo.* 209], disclaiming his having given directions for making any complaint to her Majesty of his having been displaced, and signifying that he is now restored to the full enjoyment of his office, was read; whereupon Mr. Charles Cox said that the Governor had compelled his brother to write that letter, threat'ning that, if he refused to do it, he would ruin him, but that, if he consented, he would always be his friend. And Mr. Cox, being further asked if he had at any time received directions from his brother to make a formal charge or complaint to her Majesty against Mr. Crow, he said that he had not, but that what he had done in that matter was purely out of kindness to serve his brother, in order to his being reinstated in his said office.

New York. *Memorial from Col. Nicholson, Mr. Perry and Mr. Lodwick with a list of tools &c. for the German Lutherans.*

A memorial from Colonel Nicholson, Mr. Micajah Perry, and Mr. Lodwick [*fo.* 157, 193], containing an account of tools for agriculture and necessaries for the Lutherans, to be sent to New York, was read; whereupon ordered [*fo.* 181] that the said gentlemen have notice to attend the Board to-morrow morning.

Jamaica. *Order referring a petition of divers merchants complaining of being unjustly dispossess'd of lands, negroes &c.*

An Order of Councill of the 15th of April last [*fo.* 123, 185], referring to the Board the petition of divers merchants &c. trading to Jamaica, complaining of their being unjustly dispossessed of lands and negroes in the said island &c., was again read; and directions given for preparing a representation thereupon.

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Order on representation upon Mr. Whitchurch's petition about escheat of Negroes.

Copy of an Order of Councill of the 26th of May, upon a representation of the 27th of April, 1708 [*fo.* 124], on the petition of Mr. Whitchurch, touching the escheat of his negroes by Brigadier Handasyd, Governor of Jamaica, was read.

June 11. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

Miscellanies.
Sir Charles Turner takes his place.

Sir Charles Turner, being arrived in town, came and took his place at the Board [*fo.* 131], pursuant to her Majesty's commission, dated the 4th May, 1708, read the 10th ditto.

Carolina. Bahama Islands.
Letter from Mr. Borret. Proceedings against the Proprietors.

A letter from Mr. Borret, giving an account of the proceedings that have been had in relation to the prosecution of the proprietors of Carolina and the Bahama Islands, was read.

Barbadoes.
Letter to Mr. Solicitor General on Mr. Cox's petition.

A letter to Mr. Solicitor General, upon occasion of Mr. Cox's petition, as directed in yesterday's minutes [*fo.* 178, 284], was agreed, and ordered to be sent to him.

New York.
Mr. Perry about transportation of Lutherans.

Mr. Perry attending, as directed in yesterday's minutes [*fo.* 180, 189], and being asked what shipping there were for the transportation of the Lutherans to New York, he said he knew but of one, which was a small ship, and that the passage of the said Lutherans would come to above 300*l.*; but, being asked whether there were no ships going for Virginia, that might drop the said Lutherans at New York, he said he would try to find such a ship, which would be much the cheapest way, and give their lordships an account thereof on Tuesday next; but then he desired that, if any such Virginia ship was found, the said ship might have a permission from her Majesty to come from thence so soon as laden, without staying for convoy; and he added that the computation of 440*l.* made by him, Colonel Nicholson, and Mr. Lodwick for the subsistance of the said Lutherans at New York, was for nine months.

Bahama Islands.
Mr. Graves. Extract of a letter about English ships taken by the French.

Mr. Graves attending, presented to their lordships the extract of a letter he had received from Carolina, giving an account that the French have often been at the salt ponds on the Bahama Islands, and had taken five English vessells there.

New Jersey. New York.
Lord Lovelace. Extract of Lord Cornbury's letter.

The Lord Lovelace attending, their lordships acquainted him with what the Lord Cornbury writes in paragraph E of his letter of the 29th of November, 1707, [*fo.* 166], relating to the Governors sending orders from New York to New Jersey, or from New Jersey to New York; whereupon the Lord Lovelace desired their lordships' opinion thereupon in writing for his future directions; as likewise their opinion upon some articles of the remonstrance of the Assembly [*fo.* 166, 186], inclosed in the foresaid letter, which their lordships gave directions for preparing accordingly.

Assembly of New Jersey's remonstrance.

Barbadoes.
Memorial in behalf of Mr. Hallet, praying he may succeed Mr. Frere in the Council.

Mr. Brook presented to their lordships a memorial setting forth that Mr. Tobias Frere, one of the Councill of Barbadoes, was dead; and praying that Mr. John Hallet may succeed him [*fo.* 284], which was read; and Mr. Brook was acquainted that their lordships having no account of the said Frere's death, could not recommend any

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person to her Majesty till they had such account from the Governor.

Captain Gookin attending, presented to their lordships the names of the sureties he proposed to be bound for his observation of the Acts of Trade and Navigation during his government in Pennsylvania. Whereupon he was acquainted that their lordships had made their report to her Majesty [*fo.* 165], and that so soon as her Majesty's pleasure should be declared thereupon, they would proceed further in his business.

Pennsylvania.
Captain Gookin. His sureties.

June 14. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

Ordered that a letter be writ to Mr. Burchet to desire him to let their lordships have a copy of the Commission which they find by their books was issued out of the High Court of Admiralty, in 1615, to Captain Richard Whiteburn [*fo.* 202], impowering him to empannel juries, and to make enquiries upon oath of sundry abuses and disorders committed by fishermen yearly upon the coast of Newfoundland, there being no entry of the said Commission in this office.

Newfoundland.
Letter to Mr. Burchet for a copy of a commission to Capt. Whiteburn in 1615.

A letter from Mr. Lowndes, of the 8th instant, to the secretary, inclosing the copy of her Majesty's warrant to Spencer Compton, esq., paymaster of the annual pensions &c. [*fo.* 152], directing him to pay to the said secretary for the support and relief of 41 poor Lutherans lately arrived from the Palatinate in Germany, the summe of one hundred pounds, to be distributed among them as this Board shall direct, was read ; as also the secretary's receipt for the said hundred pounds to Mr. Compton. And Mr. Kocherthal, the minister, and others of the said Lutherans, together with John Christian Jacobi, their interpreter, attending, they presented to their lordships a paper, containing an agreement made by them the said Lutherans touching the dividend or repartition of the mony among them in equal shares, which was read ; and they further presented to their lordships a paper sign'd by the said Lutherans, impowering the said Kockerthall to receive such summs of money as should be ordered for them, which was likewise read ; whereupon ordered that the secretary do pay it to the said Kockerthall, taking his receipt for the same, which was done accordingly.

New York.
Letter from Mr. Lowndes about money for the Lutherans.

Their agreement how to divide the same among them.

£100 *paid them.*

The draught of a representation upon the petition of divers merchants &c., trading to Jamaica [*fo.* 180, 189], complaining of several vexatious proceedings and writs of escheats, that have issued for trying the petitioners' titles to their lands and negroes in the said island, as directed in the minutes of the tenth instant, was agreed, and ordered to be transcribed.

Jamaica.
Draught of a representation on the petition of several merchants about escheats &c.

The draught of a letter to the Lord Lovelace, relating to his government of New York and New Jersey [*fo.* 183, 189], as directed in the minutes of the 11th instant, was agreed, and some further clauses ordered to be added thereunto.

New York. New Jersey.
Draught of a letter to the Lord Lovelace.

Mr. Rhodes and Mr. Estwick, being returned from the Leeward Islands [*fo.* 220] with an account of the losses and damages sustained by the inhabitants of Nevis and St. Christopher's at the time those islands were last invaded and plunder'd by the French, they said

Leeward Islands.
Mr. Rhodes and Mr. Estwick at the Board about accounts of damages sustain'd by the inhabitants.

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that pursuant to their instructions, they had brought over one copy of the return from the Commissioners for examining into the said losses, which they were to deliver to the Earl of Sunderland ; that they had left in the said islands two copies more, to be sent over by the packet boats, one of which was for this Board, and the other to be returned into Chancery.

New England. *Letter from Mr. Bridger about Naval stores.*

A letter from Mr. Bridger, Surveyor General of her Majesty's woods in America, containing an account of his proceedings in relation to masts, pitch, tar, &c., dated at Boston the 9th of March, $170\frac{7}{8}$ [*fo.* 231], was read ; and the papers therein referr'd to, laid before the Board as follows, vizt. :

Papers referr'd to therein.

Extract of Mr. Collins's contract on which he grounds his reason for felling large masts. Bridger's observations thereon. He desires his bills may be laid before the Lord Treasurer. Copy of Plaisted's letter and oath to Colonel Dudley, about masts felled by him, and seized by Bridger. The said Bridger's observations thereupon.

Copy of the deposition made by Mr. Eason and Mr. Austin that Mr. Bridger did forbid the master of the ship *Prince* from taking on board two 35 inch masts ; dated the 13th February, 1707.

Account of the number of masts mark'd and reserved for her Majesty's service for the year 1707. Also an account of those cutt by Mr. Plaisted's order, and signed by Bridger.

Account of the rates paid in New England for horse hire and ferrys.

The dimensions of masts which Mr. Plaisted desired might be cutt for him in Exeter.

Copy of Mr. Mico's bond to Mr. Bridger in 2,000*l.*, to indemnify him from any damage that might happen from the said Mico's cutting masts without licence. Also Mr. Bridger's deposition relating to the said bond.

Copy of a letter from Mr. Plaisted to Colonel Dudley, touching the number of masts fell'd by the said Plaisted's order, dated the 29th January.

Deposition of Mr. Bridger, testifying that the mast trees cut by Mr. Plaisted's order for five months past, have been felled without a licence first obtained for so doing &c., and without the permission of the said Bridger.

Account of the bills drawn by Mr. Bridger for 541*l.* 10*s.* 0*d.*, and for 95[*l.*] paid by him to his deputies.

New England. *Mr. Collins summon'd and Mr. Wilcox.*

Whereupon ordered that Mr. Collins have notice to attend the Board on Wednesday morning next [*fo.* 194], in relation to his contract with the Navy Board, mentioned in the said letter, and that Mr. Wilcox have notice to attend at the same time [*fo.* 205], in relation to the bills drawn by Mr. Bridger, as also that paragraphs C, D, E, and S in Mr. Bridger's said letter, relating to the contract made by Mr. Collins with the Navy Board for three ships' load of masts yearly, and to the waste committed in the woods, be sent to Mr. Burchet [*fo.* 202].

Extract of Mr. Bridger's letter to be sent to Mr. Burchet.

June 15. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

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Jamaica.
Representation upon merchants' petition touching escheats &c.

A representation upon the petition of divers merchants trading to Jamaica [*fo.* 185, 243], complaining of several vexatious proceedings in relation to writs of escheats that have been issued for trying the petitioners' titles to land and negroes in the said island, agreed at the last meeting, was signed.

New York.
New Jersey.
Clauses added to the letter to Lord Lovelace.

The clauses directed in yesterday's minutes, to be added to the Lord Lovelace's letter [*fo.* 186, 221], were agreed, and ordered to be transcribed.

New York.
Col. Nicholson and Mr. Perry about Lutherans' transportation.

Colonel Nicholson and Mr. Perry attending in relation to the transportation of the Lutherans to New York [*fo.* 181, 197], Mr. Perry acquainted their lordships that he cannot yet find a ship that will go thither, all masters and owners being unwilling to ingage themselves in such an undertaking, by reason of the usual delays the Plantation ships have met with for want of convoys ; whereupon Mr. Perry was desired to propose to some of the said masters that they should have a certain summe to be agreed upon, in case they sailed upon a day to be fixed, wind and weather permitting, and an augmentation to be likewise agreed, for every week they should stay longer than that time, in case of any delay on the part of the Government ; which Mr. Perry promised to do accordingly, and give their lordships an answer on Thursday morning next.

Bermuda.
Memorial from Mr. Bradshaw about arrears due to Mr. Barron.

A memorial from Mr. Bradshaw in the behalf of Mr. Robert Baron, late minister in Bermuda [L. *fo.* 183 ; *fo.* 192], relating to some arrears of the glebe lands in the said island due to him, and praying for a duplicate of the letter formerly writ to Colonel Bennet thereupon, was read ; and their lordships, finding by Colonel Bennet's letters that he has received the foresaid letter desired by Mr. Barron, and sent to his brother a state of that matter, they think it not necessary to give any duplicate thereof.

Letters from Col. Bennet.

A letter from Colonel Bennet, Governor of Bermuda, dated the 10th of February, 170$\frac{7}{8}$, was read, and the papers therein referr'd to laid before the Board, and are as follows, vizt. :

Papers of publick proceedings.

No. 1. List of the names of the present Councill of Bermuda [*fo.* 196], together with the names of six persons fit to supply vacancies in the said Council.

No. 2. Number of vessells that have been built and registered in Bermuda, with a list of all the vessells now belonging to the said island.

No. 3. Certificate of Mr. Minors, that Colonel Bennet hath never received any rents, issues and profits of the secretary's office.

No. 4. Copy of Mr. Greatbatch his pretended plea, and his father's affidavit, denying his having signed the same, or of having ever heard thereof &c.

No. 5. Copy of a bill to incourage the building a house at the ferry [*fo.* 204], together with a copy of proposals concerning the same.

No. 6. List of the Acts past by Colonel Bennet, during his government, and which are now in force.

No. 7. Copy of the proceedings of the Councill relating to the sloop *Rose* [*fo.* 198], seized by order of Captain Davis,

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commander of her Majesty's ship *Triton's Prize*, for illegal trade &c., brought to Bermuda by Captain Javel, contrary to the direction of the lieutenant, who had seized her for the said Captain Davis.

No. 8. The Assembly's representation to Colonel Bennet in favour of Captain Joel, part owner of the sloop *Rose* &c.

No. 9. Minutes of Councill of Bermuda, from the 8th Aprill to the 17th December, 1707.

No. 10. An Act impowering the Justices of the Peace to hear and determine any debt or difference not exceeding the value of 40 shillings [*fo.* 203], past the 28th of November, 1707.

No. 11. An Act for quieting estates and preventing law suits, past the 18th December, 1707.

Bermuda. *Letter to Sir John Bennet for papers transmitted to him from his brother.*

Whereupon ordered that the secretary do write to Sir John Bennet, for what papers he may have received from his brother in relation to the aforesaid Baron [*fo.* 190, 208], mentioned in paragraph K of Colonel Bennet's letter; as also for his brother's answer to the articles of complaint exhibited against him by Mr. Jones, mentioned in paragraph O of the said letter, and for the minutes of Assembly mentioned in paragraph Q of the same letter.

June 16. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

New York. *Letter to Mr. Lowndes inclosing the account of tools &c. for the Lutherans.*

Their lordships being informed that the Lord Treasurer was desirous to have this morning their answer to Mr. Low[n]des's letter of the 20th of the last month [*fo.* 152], relating to the tools &c., for the Lutherans going to New York; a letter to Mr. Lowndes was immediately drawn up, inclosing the account of the said tools &c. received from Colonel Nicholson, Mr. Perry and Mr. Lodwick the 10th instant [*fo.* 180], leaving the article for their passage in blank, which could not be perfected till Mr. Perry brought to their lordships his final answer thereupon, according to his promise of the 15th instant.

New England. *Letter from Capt. Stuckley about a packet on board his ship at Kinsale for the secretary.*

A letter from Captain Charles Stucly, commander of her Majesty's ship *Deptford*, to the secretary, dated at Kinsale the 6th instant, acquainting him that he has a box of papers for this Board, from Colonel Dudley, Governor of the Massachusets Bay, and desiring to know whether he shall send the same by the carrier or post at his arrival in England, was read; whereupon ordered that the secretary return an answer thereto, desiring him to send the said box by the carrier, unless he is ordered to proceed from thence to the Thames.

Answer.

Virginia. *Letter from Col. Jennings.*

A letter from Colonel Jennings, President of the Councill of Virginia, dated the 26th March, 1708, was read, and directions given [*fo.* 235] for preparing an answer thereunto.

New England. *Mr. Collins at the Board about his contract for cutting masts &c.*

Mr. Collins attending, as he had been directed the 14th instant [*fo.* 188*e*], in relation to his contract with the Navy for masts, as mentioned in Mr. Bridger's late letter, and being asked several questions thereupon, he said that he had made such a contract with the Navy Board for five years, to commence the first February last; that by reason of his indisposition when the ships went

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away, he had not obtained her Majesty's lycense for cutting of trees, but that he hoped in consideration that what he did was for the service of the Navy, his not having such a license would not be to his disadvantage. He owned that his agents had cut some trees above the contract (tho not so many as Mr. Bridger writes), but he said that it was absolutely necessary for his stowage. He owned also that he had brought to England the two great trees of 35 inches diameter, mention'd by Mr. Bridger, which, as he says, were cut by Mr. Wallis under his contract three years ago, and that he bought them of the said Wallis ; that the said masts are now reduced from 38 to 35 inches diameter, and are by that means as good as if new cut. Whereupon, he was acquainted that for want of her Majesty's license his agents had incurred the penalty of 100*l.* for each tree they had cut, and he was advised without loss of time to apply for her Majesty's licence [*fo.* 249], in order to his proceeding further in his forementioned contract, a copy whereof he was desired to bring to their lordships, which he promised to do accordingly.

Their lordships then gave directions for stating the substance of Mr. Bridger's complaints in order to the laying the same before her Majesty.

Plantations General.
Draught of an instruction to all the Governors touching Acts relating to trade.

The draught of an additional instruction to all the Governors of her Majesty's Plantations [*fo.* 224], as likewise to the Proprietary and Charter Governments in America, directing them to observe several clauses in some Acts of Parliament past in the 3d, 4th and 6th years of her Majesty's reign, relating to trade, was agreed and ordered to be transcribed.

Bermuda.
Papers received from Colonel Bennet read.

Then their lordships took into consideration the papers referred to in Colonel Bennet's letter [*fo.* 191], mentioned in yesterday's minutes, and read those marked 1, 2, 3, 4, 5, 6, and ordered that a letter be prepared to the Earl of Sunderland upon the bill *to incourage the building a house at the Ferry* [*fo.* 204], with their lordships' opinion that the Governor have her Majesty's permission to grant the two shares of land mentioned in the said bill, and that he consent to the passing of an Act for that purpose.

June 17. Present :—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

New York.
Letter from Mr. Perry. Transportation of German Lutherans.

A letter from Mr. Micajah Perry, of this day's date, to the secretary [*fo.* 189, 200], acquainting him that he will attend their lordships to-morrow morning with the owner of a ship with whom he is treating to transport the Lutherans to New York, was read.

Memorial from Mr. Broughton about the place of Attorney General of New York.

Mr. Lund and Mr. Broughton attending [*fo.* 171], Mr. Broughton presented to their lordships a memorial containing an account of the Lord Cornbury's proceedings upon his application to his lordship to be admitted to the place of Attorny General of New York, pursuant to her Majesty's letter of the 18th of June, 1705, to his lordship in that behalf, was read ; and it being proposed to Mr. Broughton to get a certificate from Sir Edward Northey [*fo.* 216] of his ability to act in that station, he promised to do the same accordingly.

To procure certificate of his ability.

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Bermuda.
Sloop Rose *seiz'd for illegal trade.*

Then their lordships took into consideration the copy of the proceedings of the Councill of Bermuda [*fo.* 192] (mentioned in the minutes of the 15th instant), relating to the sloop *Rose*, seized by order of Captain Davis, commander of her Majesty's ship *Triton's Prize*, for illegal trade &c., and brought into Bermuda by Captain Jewel (part owner thereof), contrary to the direction of the lieutenant, who had seized the said sloop; and gave directions for writing to Colonel Bennet thereupon.

Letter to Col. Bennet thereon.

June 18. Present:—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

Bermuda.
Reference on the petition of Matt. Newnam complaining of proceedings against him by the Attorney General of Bermuda &c. against an Act.

Mr. Newnam attending, presented to their lordships a reference from the Earl of Sunderland of the 27th June, 1707 [*fo.* 206], upon the petition of Matt. Newnam, his brother, to her Majesty, complaining of the proceedings of the Attorney General of Bermuda at a Court of Quarter Sessions held in that island in July, 1706, upon an indictment found against him the said Newnam for having spoken out of Court villifying words of all the Justices of the Peace in the said island; that the said Court committed him to prison till he should find security in 500*l.*, to appear and answer the said matters; that, at his appearance in the next Court of Quarter Sessions, he was by means of the said Attorney found guilty of the said indictment, and fined one hundred pounds, and committed to prison till payment thereof should be made, although it was known he was not worth so much; that he had petitioned the Governor and the Justices of the said island for a mitigation of the said fine, but without effect; that by an Act past in the said island, entituled *An Act for the further regulating the Courts of Judicature in Bermuda*, the course of justice was obstructed, and that by the said Act he was debarr'd from any relief in the matters complain'd of; and therefore praying that the said fine might be remitted, the said sentence revers'd, and that he might be inlarged from his confinement, was read; and the said Newnam at the same time communicated to their lordships a copy of the forementioned indictment, which was likewise read. Then he acquainted their lordships that the reason of his not laying the reference sooner before them, was because he had heard his brother was dead, but that, having understood the contrary by letters from Bermuda, he thought it proper now to attend their lordships with the said reference, in order to the obtaining the prayer of the said petition; and being asked if he had any proofs to produce to make good the allegations therein set forth, he said that he had, and would lay the same before the Board on Monday morning next.

New York.
Col. Nicholson.
Mr. Perry.
Passage of German Lutherans.

Colonel Nicholson and Mr. Perry attending [*fo.* 197], in relation to the passage of the Lutherans to New York, Mr. Perry acquainted their lordships that he found it difficult to get a ship to go directly thither, the masters being fearfull to ingage themselves, because of the delays they usually met with in regard to convoys; but that however he did believe Mr. Coward, the owner of a frigat, who also attended, would, upon an agreement to be made with him, at so much a head for the said Lutherans, transport them to

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New York. Whereupon Mr. Coward being asked if he was willing to undertake the same [*fo.* 202], and at what rate he would do it per head, he said that he would have seven pounds ten shillings for men, women and children ; but their lordships acquainting him that they thought that was too much even for the men, and more especially for the children, and being further asked if he would not take less, in case he were to have the transporting the recruits designed for New York, he told their lordships that if with the Lutherans and soldiers the number were made up 150 (though his vessell would carry 200), in such case it would be worth his while to send his frigat thither, and therefore would take but 7*l.* a head for the men and women, and 5*l.* a head for the children ; he added that the vessell would be ready by the end of next week, and that on Tuesday morning he would attend their lordships again with his proposals in writing [*fo.* 211]. Colonel Nicholson and Mr. Perry added in discourse that they were willing to undertake the buying of the said tools and necessaries for the said Lutherans.

Lord Lovelace. Transportation of recruits.

Their lordships being informed that the Lord Lovelace was without, he was called in and acquainted with what Mr. Coward had offered touching the said Lutherans [*fo.* 201]; whereupon he said that 80 recruits were already raised, and that he did not doubt in a month's time to make them up 100, but that as the two men-of-war appointed to attend him were but small, and that he had 40 of his own family to go along with him, there would not be any room for the soldiers on board the said men-of-war ; and therefore desired they might be sent with the Lutherans in Mr. Coward's frigat aforementioned.

New England. *Letter from Mr. Burchet upon Bridger's account of waste of woods.*
Newfoundland. *Commission in* 1615 *to inquire into disorders.*

A letter from Mr. Burchet, in answer to one writ him yesterday [*fo.* 188, 220], inclosing extracts of Mr. Bridger's letter relating to waste made in the woods in New England, as likewise to another letter writ him the 14th instant [*fo.* 184], for a copy of the commission to Captain Whitborn in 1615 to empannel juries and to inquire into disorders upon oath at Newfoundland, was read.

New Jersey. *Memorial from Mr. Ormston against Mr. Sonmans's being of the Council &c.*
Reply to Lord Cornbury's answer to the Assembly's remonstrance.

A second memorial from Mr. Joseph Ormston against Mr. Peter Sonmans being of the Councill of New Jersey [*fo.* 169], with a list annexed of the proprietors &c., that did not sign Mr. Sonman's commission, as likewise of those that did, were read. He also presented to their lordships a printed copy of the Assembly of New Jersey's reply to the Lord Cornbury's answer to their remonstrance [*fo.* 166], whereupon he was acquainted that the said papers should be taken into consideration at a convenient opportunity.

Bermuda. *Acts and a Bill.*

Then their lordships took into consideration two Acts transmitted with Colonel Bennet's letter of the 10th of February, 170$\frac{7}{8}$, entituled

An Act impowering the Justices of the Peace to hear and determine any debt or difference not exceeding the value of forty shillings [*fo.* 192], pass'd the 28th of November, 1707.

An Act for quieting estates and preventing law suits, past the 18th December, 1707.

Draught of representation thereupon.

and read the said Acts, and gave directions for preparing the draught of a representation [*fo.* 204, 211], for laying the said Acts before

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her Majesty for her royal approbation, the said Acts having been altered and pass'd anew, pursuant to Mr. Solicitor General's opinion upon two former Acts pass'd in 1691 to the like purpose, and repealed by her Majesty in Councill the 20th of February, 170$\frac{7}{8}$. Their lordships further ordered that the copy of a Bill entituled, *An Act to build a house at the Horse Ferry* [*fo.* 191, 196], also transmitted with the said letter, be with the same representation likewise laid before her Majesty, proposing that the Governor have permission to grant the two shares of land mentioned in the said Bill, and that he consent to the passing of an Act to that purpose.

June 21. Present :—Lord Herbert of Cherbury, Mr. Pulteney, Sir Charles Turner.

Bermuda. *Representation on two Acts and a Bill.*

A representation upon two Acts past in Bermuda, the 28th November and 18th December, 1707 [*fo.* 203], as also upon the copy of a Bill for building a house at the Horse Ferry, as directed in the minutes of the 18th instant, was agreed and ordered to be transcribed.

Letter from Col. Bennet. Publick papers.

A letter from Colonel Bennet, Governor of Bermuda, to the secretary, dated the 10th February, 170$\frac{7}{8}$, relating to the publick papers transmitted by him, and desiring to know if his letter of the 25th of June, 1707, has been received, was read.

Letter from Col. Bennet about Jones &c.

Another letter from Colonel Bennet to the secretary, acquainting him that two gentlemen are appointed by Act of Assembly to come from that island hither to make good the complaints against Mr. Jones [*fo.* 74], and praying that business may be respited till their arrival, was also read ; and their lordships agreed to respit the same accordingly.

New England. *Mr. Wilcox. Bills drawn by Bridger.*

Mr. Wilcox, agent to Mr. Bridger, attending [*fo.* 188] in relation to the bills drawn by the said Bridger for his travelling charges &c., he was acquainted that as Mr. Bridger had undertaken the service of Surveyor of the Woods at the allowance of 200*l.* per annum, their lordships did not think proper to concern themselves in that matter.

Bermuda. *Mr. Newnam with several papers as proofs upon his brother's petition.*

Mr. Newnam attending, presented to their lordships several papers in proof of the allegations in his brother's petition [*fo.* 198], which petition was read the 18th instant, vizt., the affidavit of Edward Jones and Thomas Nechills ; a copy of the order of commitment of the said Newnam for having spoken reflecting words on the judges ; copy of his indictment ; copy of the verdict thereon ; copy of the warrant for his confinement untill he pay 100*l.* ; copy of an Act for regulating Courts of Judicature &c., past the 31st August, 1706. Whereupon he was acquainted that, before their lordships could enter upon the consideration of the said papers, a copy of the said petition should be sent to Sir John Bennet [*fo.* 228, 234], for what he might have to offer thereupon, and a copy was accordingly ordered.

Letter to Sir John Bennet with copy of the petition.

Jamaica. *Letter from Brigadier Handasyd.*

A letter from Brigadier Handasyd, Governor of Jamaica, dated the 14th of February, 170$\frac{7}{8}$, was read.

Second letter from him.

A second letter from Brigadier Handasyd, dated the 31st of March, 1708, was likewise read ; and the papers therein referr'd to were laid before the Board, and are as follows, vizt. :

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Papers therein referr'd to.

Copy of a deposition of William Parker, bricklayer, sworn the 5th January, 1707, touching several disrespectfull expressions of the Assembly, upon the Queen's letter about hardships put upon the soldiers in Jamaica.

Copy of an Act for quieting possessions and preventing vexatious suits at law, pass'd by the Assembly of Jamaica the 12th of February, 170$\frac{7}{8}$, together with Brigadier Handasyd's objections thereto.

Minutes of Councill of Jamaica from the 3rd of December, 1707, to the 28th February, 170$\frac{7}{8}$.

Minutes of Councill in Assembly of Jamaica from the 29th of December, 1707, to the 28th February, 170$\frac{7}{8}$.

Minutes of Assembly of Jamaica from 29th December, 1707, to the 27th February, 170$\frac{7}{8}$.

Several Acts past by the General Assembly of Jamaica in January and February, 170$\frac{7}{8}$.

Letter to Captain Gardner about recruits.

Ordered upon paragraph L that the secretary write to Captain Gardner [*fo.* 229], to know how many recruits have been sent to Brigadier Handasyd, and how many are yet wanting to compleat his regiment.

Ordered upon paragraph O that the Act which disables the factors to the Royal African Company from being members of Council in the Plantations be laid before the Board to-morrow morning.

Representation on Acts about evidence against two free negroes.

Further ordered, that the draught of a representation be prepared [*fo.* 211] for laying before her Majesty two of the forementioned Acts, past the 28th February, 170$\frac{7}{8}$, entituled *An Act to prevent slaves giving evidence against Manual Bartholomew, a free negro*—*An Act to prevent slaves giving evidence against John Williams, a free negro*, offering that her Majesty be pleased to approve the same.

Bermuda.

Sir John Bennet.

Sir John Bennet attending [*fo.* 192], presented to their lordships the following papers, vizt. :

Papers relating to Mr. Baron.

Copy of Mr. Baron's petition to Colonel Bennet, praying leave to return to England for the recovery of his health.

Copy of Mr. Baron's petition to the Commissioners of this Board, relating to mony due to him in that island, with Colonel Bennet's answer thereunto.

A copy of Assembly's representation to Colonel Bennet upon the said petition, together with several affidavits relating to the said Baron.

Barbadoes.

Letter from Mr. Crow.

A letter from Mr. Crow, Governor of Barbadoes [*fo.* 179], dated the first of March, 170$\frac{7}{8}$, was read ; and the papers therein referr'd to were laid before the Board, and are as follows, vizt. :

Papers therein referrd to.

Letter from Mr. Cox, naval officer in Barbadoes, to the Board, signifying his being restored to the full enjoyment of his office, dated 10th January, 170$\frac{7}{8}$.

Copy of a clause in Mr. Crow's instructions relating to naval officers.

Mr. Crow's speech to the new Assembly of Barbadoes, approving their Speaker.

The Councill's reasons in the case of Mr. Holder, and their resolves upon the resolves of the Assembly.

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Copy of an address from the Assembly of Barbadoes to her Majesty against Colonel Holder and Colonel Cleland.

Heads of complaints against the counsellors of Barbadoes, and a list of counsellors settled with the Earl of Sunderland.

Order of the Commissioners of the Fortifications to desist any further working thereon.

Minute of Councill of the 2[n]d of September, 1707, appointing Commissioners to settle the publick accounts.

Minutes of Councill of the 9th and 13th June, 1707, for restoring Judge Brewster and Sandford to their places.

Naval officers' list of ships from the 25th June, 1707, to the 24th December following.

Minutes of Councill of Barbadoes from the 2[n]d of August, 1707, to the 28th October following.

Minutes of Councill of Barbadoes from the 1st November, 1707, to the 27th January, 170⅞.

An Act appointing an oath to be taken by executors, administrators and guardians pass'd the 30th of November, 1707.

Representation upon the weak state of the island and regiment to be sent.

Whereupon ordered that the draught of a representation be prepared for laying before her Majesty what he writes in paragraph D of the said letter [*fo.* 211], relating to the ill state of the Militia in Barbadoes, and to the danger the said island is in for want of some regular forces.

June 22. Present :—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

Barbadoes.
Representation about weak state of defence of Barbadoes and regiment to be sent.

A representation upon paragraph D of Mr. Crow's letter of the first of March last [*fo.* 210, 231], touching the weak state of Barbadoes, and to the want of a regular force there, as directed the last meeting, was signed.

Jamaica.
Representation on two Acts.
Evidence against free Negroes.

A representation upon two Acts past in Jamaica, the 28th of February last [*fo.* 208, 402], to prevent negroes being evidence against Manuel Bartholomew and John William[s], free negroes, as directed in yesterday's minutes, was signed.

Bermuda.
Representation on two Acts and one Bill.

A representation for laying before her Majesty two Acts past in Bermuda [*fo.* 203, 232], as likewise the copy of a Bill for building a house at the Ferry &c., as agreed at the last meeting, was signed.

New York.
Mr. Coward's proposal about transportation of German Lutherans.

Mr. William Coward, owner of the *Gold* frigate (Daniel Bright, master), and Colonel Nicholson attending in relation to the transportation of the Lutherans to New York [*fo.* 201], the said Mr. Coward presented to their lordships a proposal containing his demands for transporting the said Lutherans accordingly, which was read; and thereupon ordered that a letter be writ to Mr. Lowndes [*fo.* 216], inclosing a copy of the said proposal, and to desire him to acquaint the Lord Treasurer [*fo.* 152] that as their lordships cannot take upon them to judge of bargains of this nature, not being conversant therein, it is their opinion that the Commissioners of the Transport Office are better able to inform his lordship whether the said proposal be reasonable or no.

Letter to be writ to Mr. Lowndes thereupon.

1708.

Barbadoes.

Minute of Assembly about dismission of Col. Cleland and Holder from their places.

A minute of Assembly of Barbadoes of the 3rd of December, 1707 [*fo.* 65, 217], relating to the dismission of Colonel Cleland and Colonel Holder from their places in that island, received from Mr. Tryon, agent to Mr. Crow, was read.

Leeward Islands.

Letter from Col. Park.

A letter from Colonel Park, Governor of the Leeward Islands, dated the 22nd of October, 1707, was read.

Second letter from him.

A second letter from Colonel Park, dated the 6th of March, 170$\frac{7}{8}$, was read ; and the paper referr'd to therein was laid before the Board, and is as follows, vizt. :

Copy of the order for dissolving the Assembly of Antego, March the 5th, 1707.

Third letter from him.

A third letter from Colonel Park, dated the 8th of March, 170$\frac{7}{8}$ [*fo.* 217], was likewise read, and the papers referr'd to therein were laid before the Board, and are as follows, vizt. :

Papers therein referr'd to.

Colonel Park's speech to the Assembly of Antego, with an account of the state of that island, in relation to the disputes of the late Assembly ; the practises of Colonel Codrington and persons promoted by him ; the obstructions of justices &c.

Account of the number of inhabitants in the Island of Antigua, taken the 5th of March, 170$\frac{7}{8}$.

Fourth letter from Col. Parke.

A fourth letter from Colonel Park, dated at St. Christopher's the 13th of March, 170$\frac{7}{8}$, was read, and the papers therein referr'd to laid before the Board, and are as follows, vizt. :

Papers therein referr'd to.

Copy of an address from the Governor, Lieutenant Governor, Councill and Assembly of Nevis to her Majesty, acknowledging her Majesty's favour in sending over a Commission by Mr. Rhodes for inquiring into their losses, and praying her Majesty's further bounty &c.

List of persons to supply the vacancies in the Councill of St. Christopher's.

List of persons to supply vacancies in the Councill of Nevis.

List of the inhabitants of St. Christopher's, with the number of their slaves, taken in January, 170$\frac{7}{8}$.

List of the inhabitants of Trinity Palmato Point, with the number of their slaves, taken the 8th of February, 170$\frac{7}{8}$.

List of the inhabitants of Nevis, with the number of their slaves.

Account of the white people and blacks in the island of Mountserrat, taken the 29th of January, 170$\frac{7}{8}$.

Naval officers' account of imports and exports to and from St. Christopher's, from the first July to the 7th of October. 1706.

Naval officers' account of imports into the Island of Nevis, from the 25th of May, 1706, to the 24th of December, 1707.

Naval officers' account of exports from the Island of Nevis, from the 25th of May, 1706, to the 24th of December, 1707.

Account of ordnance and stores of war in the Island of Nevis, taken the 15th of December, 1707.

Account of ordnance and stores in Mountserrat, taken the 29th of January, 170$\frac{7}{8}$.

1708.

Minutes of the Council of St. Christopher's in Assembly, from the 21st of August, 1706, to the 20th of October, 1707.
Minutes of the Councill of Nevis in Assembly, from the 9th of August, 1706, to the 11th of June, 1707.
Minutes of the Councill of Nevis in Assembly, from the 11th of June to the 3rd of December, 1707.
Minutes of the Councill of Mountserrat in Assembly, from the 5th of August, 1706, to the 13th of December, 1707.
Journal of the Assembly of Mountserrat, from the 25th of November, 1706, to the 13th of December, 1707.

Letter to the Earl of Sunderland with address from Nevis. Stores for the Leeward Islands.

Whereupon, order'd that the forementioned address be sent to the Earl of Sunderland [*fo.* 216], and that, in the letter to his lordship, notice be taken of a letter formerly writ him, relating to stores for the Leeward Islands.

Vacancies in the Councills.

Their lordships observing that there are several vacancies in the Councills of those islands, vizt., five at Nevis, five at St. Christopher's, three at Antego, and two at Mountserrat, order'd [*fo.* 224] that Mr. Duport and Colonel Jory have notice to attend the Board on Friday next.

Mr. Duport and Col. Jory summon'd.

June 23. Present :—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

New York. *Mr. Broughton. Certificate of his ability to be Attorney General.*

Their lordships, observing that 'tis now a week since Mr. Broughton had promised to bring a certificate of his ability for the place of Attorny General of New York, ordered [*fo.* 197, 218] that a letter be writ to hasten him therein.

Letter to Mr. Lowndes with Mr. Coward's proposal for transporting the German Lutherans.

A letter to Mr. Lowndes from the secretary [*fo.* 212], inclosing a copy of Mr. Coward's proposal for transporting the Lutherans and soldiers to New York, was agreed and ordered to be sent.

Nevis. *Letter to the Earl of Sunderland with address.*

A letter to the Earl of Sunderland [*fo.* 215], inclosing an address from the Governor, Lieutenant Governor, Councill and Assembly of Nevis, as directed yesterday, and recapitulating what was writ to his lordship the 19th of December, 1707, touching the sending provisions and other necessarys for the relief of the sufferers at Nevis and St. Christopher's, was signed.

Stores and necessaries.

Leeward Islands. *Governor's speech to the Assembly of Antigua. State of the island &c.*

Colonel Park's speech to the Assembly of Antego, with an account of the state of that island, in relation to the proceedings of the late Assembly ; the practices of Colonel Codrington and persons promoted by him ; the obstructions of justice &c. referr'd to in Colonel Park's letter of the 8th March last [*fo.* 212], was read, and their lordships agreed to take into consideration, at the first opportunity, the following particulars contained in the forementioned paper, vizt. :

1. The irregular proceedings of the Assembly in relation to Mr. Perry's being admitted into that House.
2. The said Mr. Perry's being a Commissioner of the Customes.
3. Mr. Ayon's being appointed marshall of the Leeward Islands, in the room of — Perry junior.
4. The law about Courts.

1708.

The reasons given by some of the Councill of Barbadoes, the 4th of November, 1707 [*fo.* 212, 221], for their opinion on the case of Mr. Holder therein mentioned, were taken into consideration, and several observations made thereupon, which were ordered to be sent to Mr. Crow.

Barbadoes. *Observations on the Councill's reasons for their opinion on the case of Mr. Holder.*

The draughts of letters to the Governors of Jamaica, Barbadoes, Leeward Islands and Bermuda [*fo.* 220], were agreed and ordered to be transcribed.

Jamaica. Barbadoes. Leeward Islands. Bermuda. *Letters to the Governors.*

June 25. Present:—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

Mr. Broughton attending, as directed the 23rd instant [*fo.* 216], presented to their lordships a certificate from Sir Edward Northey that the said Broughton had been bred up under his father in the study of the law, and had been called to the Bar in 1700 &c., and that he had been informed the said Broughton had applyed himself to the study of the law at New York, and had gained such experience of the people and laws of that province that he thought it probable the said Broughton was able to serve her Majesty as Attorney General in that Province, which certificate was read.

New York. *Mr. Broughton. Certificate from Sir Edward Northey about his ability to be Attorney General.*

Then their lordships took into consideration the draught of a representation upon the petition of Mr. Rayner [*fo.* 137], read the 14th of the last month, praying to be Attorney and Advocate General of New York, as also upon the petition of Mr. Broughton [*fo.* 148], likewise read the 19th of the same month, praying to be admitted to the exercise of the said place, pursuant to her Majesty's grant thereof to him, and agreed the said representation [*fo.* 221], and ordered the same to be transcribed.

Draught of representation on Mr. Rayner's and Mr. Broughton's petitions.

A letter from Mr. Secretary Boyle, of the 22nd instant, referring to this Board the petition of Joshua Kocherthal to her Majesty, praying that 14 more poor Lutherans come from the Palatinate and Holstein since the one and forty already provided for [*fo.* 158, 223], may also receive the like bounty from her Majesty, as those have done, and be transported with them to New York, and that he the said Kocherthal may have a salary assigned him upon his arrival in that province: and the said Kocherthal attending with several of the said Lutherans, and being asked for their testimonials, they produced the same; whereupon he was desired to bring with him on Monday next one of the Lutheran ministers settled here in town [*fo.* 222], which he promised to do accordingly.

New York. *Letter from Mr. Secretary Boyle with petition of Mr. Kocherthal. 14 more German Lutherans desiring to be sent to New York.*

Upon consideration of the papers in this office, relating to the suspension of Mr. Skeen, secretary of Barbadoes; ordered that Mr. Guy Ball have notice to attend the Board on Tuesday morning next.

Barbadoes. *Suspension of Mr. Skeen. Mr. Ball summon'd.*

The letters to the Governors of Jamaica, Barbadoes, Leeward Islands and Bermuda [*fo.* 218], as agreed at the last meeting, were signed.

Jamaica. Barbadoes. Leeward Islands. Bermuda. *Letters to the Governors.*

A letter from Mr. Burchet, of this date, in answer to one writ him the 17th instant [*fo.* 202], inclosing an extract of Mr. Bridger's

New England.

1708.
Letter from Mr. Burchet upon Bridger's letter about Collins's contract and waste of the woods.

letter of the 9th of March, 170⅞, relating to the contract made by Mr. Collins with the Navy Board for masts, and to the waste committed in the woods in New England, was read.

June 28. Present:—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

St. Christophers.
Account of the loss sustain'd by the inhabitants.

Mr. Estwick attending [*fo.* 186, 276], presented to their lordships a duplicate of the return of the Commissioners appointed by her Majesty's Commission, to inquire into the losses sustain'd by the inhabitants at St. Christopher's when the French invaded that island, as likewise a journal of their proceedings, together with the papers relating thereto, which were laid before the Board.

New York.
Representation on Mr. Rayner's petition. Letter to Earl of Sunderland inclosing it.

Representation upon the petitions of Mr. Rayner and Mr. Broughton [*fo.* 219, 261, 286], as agreed at the last meeting, together with a letter to the Earl of Sunderland, inclosing the same, were signed.

Barbadoes.
Mr. Heysham &c. desiring a paper to be lent them and copy of the Board's observations upon reasons of the Council of Barbados about Holder.

Mr. William Heysham, and Mr. Royle attending, and desiring that they may have the Minutes of Assembly of Barbadoes of the 3rd of November, 1707, as also a copy of their lordships' observations upon the reasons offered by some of the members of the Council of Barbadoes, the 4th of November, 1707, for their opinion upon the petition of Colonel Holder [*fo.* 217], mentioned in the minutes of the 23rd instant, ordered that the forementioned minutes of Barbadoes be lent to them, they giving a receipt for the return thereof, and that they have a copy of the said observations.

New York. New Jersey.
Letter to Lord Lovelace.

A letter to the Lord Lovelace [*fo.* 189, 233], relating to the governments of New York and New Jersey, as agreed the 15th instant, was signed.

New York.
Mr. Kocherthal about 14 poor Lutherans.

Mr. Kocherthal attending, with several of the poor Protestants lately come from the Palatinate and Holstein, with one of the Lutheran ministers settled here in town [*fo.* 219, 236], as directed at the last meeting, Mr. Kocherthal presented to their lordships a list of the names and trades of the 41 Lutherans lately arrived from Germany, as also a list of the names and trades of 12 others before mentioned, and being asked if there were not 14 of them as mentioned in Mr. Secretary Boyl's letter, read at the last meeting, he said that two of the 14 had entred themselves into the service of the Lord Lovelace to go with him to New York. Then they produced to their lordships several testimonials of their having been ruined by the incursions of the French and Germans, and of their having lived well in the places from whence they came. Then the said Kocherthal being asked if he had made any agreement in relation to himself with those that are to go with him to New York, he said that he had, and that they had promised to clear six acres of land for him the first year, to enable him to make a settlement.

Plantations General.
Two letters from Col. Quary.

Two letters from Colonel Quary, dated at Philadelphia the 28th June, 1707, and the 10th of January, 170⅞, together with a copy of the remonstrance of the Assembly of New Jersey to the Lord Cornbury, with his lordship's answer thereto, was read.

Connecticut.

Whereupon ordered that paragraph B of the last of the said letters,

1708.

relating to the illegal proceedings of Mr. Withred, Collector of the Customs in Connecticut, as also part of paragraph C of the same letter, touching Colonel Quary's having turned out all the collectors there, and put in others in hopes to prevent illegal trade, be sent to Mr. Savage, secretary to the Commissioners of the Customes.

Extracts of the last sent to Mr. Savage.

June 29. Present :—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

A letter to Mr. Secretary Boyle [*fo.* 219], relating to the 14 poor Protestants newly arrived from the Palatinate and Holstein, as directed at the last meeting, was signed.

New York.
Letter to Mr. Secretary Boyle about Lutherans.

A representation for laying before her Majesty the draught of an additional instruction to the Governors of the Plantations [*fo.* 196, 242], as likewise to the Proprietary and Charter Governments in America, pursuant to several Acts of Parliament relating to trade and navigation, together with a letter to the Earl of Sunderland, inclosing the said representation, were signed.

Plantations General.
Representation with draught of additional instructions about Acts of trade.
Letter to Earl of Sunderland inclosing the same.

Mr. Duport attending [*fo.* 215], presented to their lordships a list of persons' names to be members of her Majesty's Councill of St. Christopher's, which was read, and upon discourse with the said Duport upon the list transmitted by Colonel Park, their lordships agreed that Mr. John Peters, Mr. John Burryan, Mr. Joseph Estridge, recommended both by Colonel Park and Mr. Duport, as also John Willet, likewise recommended by the said Duport, be proposed to her Majesty as persons fit to be members of Council in the said island.

St. Christophers.
Mr. Duport about new counsellors.

Colonel Jory attending [*fo.* 215, 228], their lordships communicated to him the list of persons' names recommended by Colonel Park to be members of her Majesty's Councill of Nevis, whereupon Colonel Jory desired that he might have a copy of the said list that he might inform himself of their characters, and lay the same before their lordships in writing, which was ordered to be given him accordingly.

Nevis.
Col. Jory about new counsellors.

List of names given him.

A letter from Mr. John Bridger, Surveyor General of her Majesty's woods on the Continent of America, dated at Boston the 13th of March, 170$\frac{7}{8}$ [*fo.* 231], relating to the quantity of pitch and tar sent over hither by the mast ships, and to the production of those stores in New England, was read ; whereupon ordered [*fo.* 230] that the merchants, who import naval stores from thence, have notice to attend the Board on Friday morning next.

New England.
Letter from Mr. Bridger touching naval stores.

Merchants summoned.

A letter from Mr. John Usher, Lieutenant Governor of New Hampshire, without date, was read, and the papers therein referred to were laid before the Board, and are as follows, vizt. :

New Hampshire.
Letter from Mr. Usher.

Public papers.

Copy of a letter from Mr. Penhallow to Mr. Usher, desiring his favour in relation to Mr. Penhallow's accounts.

Mr. Usher's exceptions to several Treasurers' accounts of the province of New Hampshire.

Account of the expedition to Port Royal in 1707.

Heads of an Act proposed by Mr. Usher to be pass'd, for preserving timber for her Majesty's service.

1708.

June 30. Present :—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

Pennsilvania.
Letter from Mr. Penn.

A letter from Mr. Penn, of yesterday's date [*fo.* 231], relating to the declaration he is required to make of her Majesty's right to the three lower counties in Pennsylvania, was read, and directions given for returning an answer thereto.

Order on the representation upon Mr. Penn's petition about Gookin to be Deputy Governor.

An Order of Councill of the 26th instant, upon a representation of the 2nd ditto [*fo.* 165] on Mr. Penn's petition praying her Majesty's approbation of Mr. Charles Gookin to be Lieutenant Governor of her Majesty's province of Pennsylvania, approving the said representation, was read ; whereupon ordered [*fo.* 239] that a letter be writ to Mr. Lowndes touching the said Gookin's giving security in a bond of 2,000*l.* for his due observing the Acts of Trade and Navigation.

Letter to Mr. Lowndes. Capt. Gookin's security.

Barbadoes.
Mr. Skeene's suspension.

Then their lordships took into consideration the papers relating to the suspension of Mr. Skeen, secretary of Barbadoes [L. *fo.* 149 ; *fo.* 228], and made a progress therein.

July 1. Present :—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

New Jersey.
Letter to the Earl of Sunderland about Mr. Morris's being of the Council.

A letter from the Earl of Sunderland of the 29th of the last month [*fo.* 294], relating to the desire of the New Jersey Company, that Mr. Lewis Morris may be of the Councill of that province, was read ; and an answer thereto was drawn up and signed.

Nevis.
Letter from Col. Jory about new counsellors.

A letter from Colonel Jory of the 30th of the last month to the secretary [*fo.* 224], acquainting him that he had no objection to the persons recommended by Colonel Park to fill up the vacancies in her Majesty's Councill of Nevis, was read. Whereupon a representation [*fo.* 338], proposing that Thomas Goar, Speaker of the Assembly, Robert Elleis, Michael Smith, and John Richardson, esqrs., be constituted members of her Majesty's said Council of Nevis, and that John Peters, John Borryan, Joseph Estridge and John Willet, esqrs. (as agreed the 29th of the last month), be constituted members of her Majesty's Councill of St. Christopher's, was signed.

Representation thereupon.

Barbadoes.
Representation to be drawn about Mr. Skeen's suspension.

Their lordships again took into consideration the papers relating to the suspension of Mr. Skeen, secretary of Barbadoes [*fo.* 227, 235], and went through the same, and gave directions for preparing the draught of a representation thereupon.

Bermuda.
Letter to Sir John Bennet for his answer to Newnam's petition.

Ordered that a letter be writ to Sir John Bennet [*fo.* 206, 234], to desire him to lay before their lordships what he may have to offer upon the petition of Mr. Newnam on Tuesday morning next.

July 2. Present :—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

Plantations General. Barbadoes.
Inconvenience of patentees officiating by deputies. Letter to the Earl of Sunderland thereupon.

Their lordships taking into consideration the ill consequence of patentees in the Plantations, having liberty to execute their offices by deputies, and being informed that in the patent for clerk of the market in Barbadoes there is such a clause, their lordships gave directions [*fo.* 235] for preparing a letter to my Lord Sunderland, taking notice of the ill consequence of such clauses, and inclosing a copy of his late Majesty's Order in Council of the 16th of February, $169\frac{8}{9}$, forbidding such clauses being inserted in any future patent.

1708.

A letter from Captain Robert Gardner, in answer to one writ him the 21st of last month [*fo.* 207], relating to recruits wanting to compleat Brigadier Handasyd's regiment in Jamaica, was read; whereupon ordered that, in the next letter from the Board to the said Brigadier, he be acquainted with what Captain Gardner writes touching the said recruits.

Jamaica. *Letter from Capt. Gardner. Recruits for Brigadier Handasyd's regiment.*

Several merchants concerned in the importation of naval stores from New England attending [*fo.* 225], as directed the 29th of the last month, and being asked whether they had received the premium allowed by Act of Parliament upon the naval stores imported the last year, they said that they had received bills from the Navy Office, which were to be paid in course; that those bills carrying no interest, as most of the navy bills do after six months, the importers will not receive above ⅔rds of the premium allowed by Act of Parliament; that the advantage to this kingdom by the allowance of the said premium was evident; and they instanced that some Swedish merchants that were under contract with the Navy Board did upon the allowing of the said premium upon American pitch and tar, abate of the prices in their said contract; and they added that if they had regular convoys once a year for their naval stores ships, they did not doubt to sell as cheap as the Swedes; whereupon they were directed to bring to their lordships a proposal of what they had to offer for the advantage and better carrying on of that trade, which they promised to do accordingly.

New England. *Merchants about naval stores.*

The draught of a letter to Mr. John Bridger, in answer to his of the 9th and 13th of March last [*fo.* 186, 225, 236], touching the great waste made in her Majesty's woods in New England (which was read the 14 of the last month), was agreed and ordered to be transcribed.

Letter to Mr. Bridger.

A letter from Mr. Penn [*fo.* 226], inclosing his declaration of her Majesty's right to the three Lower Counties in Pennsylvania, was read.

Pennsylvania. *Letter from Mr. Penn. Declaration about three lower counties.*

July 6. Present:—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

Copy of an Order of Councill of the 26th of the last month [*fo.* 211], upon a representation of the 22nd ditto, relating to a regular force to be sent to Barbadoes for the security of that island, directing that the aforesaid representation be put into the hands of the Earl of Sunderland to receive her Majesty's further pleasure therein, was read.

Barbadoes. *Copy of an Order of Councill of the 26th of the last month upon a representation about a regular force to be sent to Barbadoes.*

Order of Councill of the 26th of June last [*fo.* 211], upon a representation of the 22nd ditto, for confirming two Acts past in Bermuda, the 28th of November and 18th of December, 1707, mentioned in the minutes of the 18th of the same month, approving the said representation, was read.

Bermuda. *Order on representation for confirming two Acts.*

Another Order of Councill of the same date, upon that part of the said representation relating to a Bill for the building a house at the Horse Ferry &c. [*fo.* 211] in Bermuda, directing the Governor to pass an Act for that purpose, was also read; and a letter to Colonel Bennet, inclosing the said orders [*fo.* 236], was agreed and order'd to be transcribed.

Order relating to a Bill for building a house at the Ferry &c.

Letter to Col. Bennet.

1708.
New York.
Order on representation for confirming the Vacating Act *and repealing another.*

A fourth Order of Councill of the same date, upon a representation of the 29th July, 1707 [L. *fo.* 318], for confirming one *Act past at New York in* $169\frac{8}{9}$ *for vacating several extravagant grants of land* &c., and for repealing one other Act past in that province in 1702, *for repealing several Acts of Assembly* &c., approving the said representation, was read; and thereupon ordered [*fo.* 221] that a postscript be added to the letter from the Board of the 28th of the last month to the Lord Lovelace, inclosing the said order, which was done accordingly.

Order to prepare additional instruction about granting of lands. Letter to the Earl of Sunderland with a draught thereof.

A fifth Order of Councill, of the same date of the foregoing, upon the same representation, directing this Board to prepare the draught of an additional instruction to the Lord Lovelace, relating to the granting of lands in New York, and the secretary having laid such a draught before their lordships, the same was agreed, and ordered to be transcribed, and a letter to the Earl of Sunderland, inclosing the same, was signed.

Carolina. Rhode Island.
Rice illegally transported from Carolina to Portugal by Rhode Island.

Mr. Lloyd, a New England merchant, attending, acquainted their lordships that he had been informed that there were three ships lately loaden with rice in Carolina for Portugal; that one of the said ships was actually arrived at Aporto (*sic*), another lost, and the third daily expected; that he was informed these ships in Carolina took out their clearings for Rhode Island, and gave bond for unloading their ships there; that they sailed accordingly to Rhode Island, and unloaded their ships there, and so soon as their bonds were cancelled, they loaded again and proceeded for Oporto. Then he promised [*fo.* 381] to inform himself further, and bring their lordships an account of the persons, the names of the ships and masters concerned in this illegal trade.

Bermuda.
Memorial from Sir John Bennet in answer to Newnam's petition.

Sir John Bennet and Mr. Nodin attending, according to appointment, Sir John Bennet presented to their lordships a memorial in answer to the petition of Mr. Newnam [*fo.* 206] (mentioned in the minutes of the 21st), complaining of his confinement in Bermuda, was read; and Sir John, being asked what he had further to offer in relation to the said Newnam's being discharged, he said that he had no objection thereto, provided the said Newnam came from off the said island; whereupon ordered [*fo.* 236] that Mr. Newnam, who appears in behalf of his brother, have notice to attend the Board to-morrow morning.

Mr. Newnam summon'd.

Virginia.
Letter to Col. Jennings.

The draught of a letter to Colonel Jennings, President of the Councill of Virginia, in answer to one from him of the 26th March, 1708 [*fo.* 194, 236], was agreed, and ordered to be transcribed.

Barbadoes. Plantations General.
Letter to the Earl of Sunderland with copy of an Order in 1698-9 *against patentees officiating in the Plantations by deputies.*

A letter to the Earl of Sunderland, inclosing a copy of his late Majesty's Order in Councill of the 16th of February, $169\frac{8}{9}$ [*fo.* 229], directing that in all patents to be granted in the plantations, the pattentees be obliged to actual residence upon the place, and to execute their respective offices in their own persons, as directed in the minutes at the last meeting, was signed.

July 7. Present:—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

Barbadoes.
Representation upon the complaints against Skene.

The draught of a representation upon the complaints exhibited against Mr. Alexander Skene, secretary of Barbadoes [*fo.* 228, 240],

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as directed the 1st instant, was agreed, and ordered to be transcribed.

A letter from Mr. Michael Newnam [*fo.* 234], acquainting their lordships that his affairs would not permit him to attend them to-day, as he was desired, was read ; whereupon ordered [*fo.* 243] that he have notice to attend the Board on Tuesday morning next, in order to their lordships making a report upon his brother's petition.

Bermuda. *Letter from Mr. Newnam excusing his attendance. He's summon'd again.*

A letter to Mr. Bridger, Surveyor General of her Majesty's woods in America [*fo.* 231], as agreed the 2nd instant, was signed.

New England. *Letter to Mr. Bridger.*

Letter to Colonel Bennet, Governor of Bermuda [*fo.* 232], as agreed at the last meeting, was signed.

Bermuda. *Letter to Col. Bennet.*

A letter to Colonel Jennings, President of the Councill of Virginia, [*fo.* 235], as agreed at the last meeting, was signed.

Virginia. *Letter to Col. Jennings.*

A reference from Mr. Secretary Boyle, of the 4th instant, upon the petition of Mr. Joshua de Kocherthal [*fo.* 222, 240, 241], praying that he may have a salary allow'd him for the support of himself and family at New York, and that he may likewise have the summ of twenty pounds to buy clothes and books before his departure, as has been granted to others, was read ; whereupon ordered that the books in this office be search'd for what has been done in like cases, and laid before their lordships on Tuesday morning next.

New York. *Reference from Mr. Secretary Boyle on Mr. Kocherthal's petition for salary, books &c.*

The accounts of the incident charges of this office, ending at Midsumer last, were laid before the Board, and are as follows, vizt. :

Miscellanies. *Incident charges.*

	l.	*s.*	*d.*
The secretary's account of petty expences from Lady Day, 1708, to Midsummer following, amounting to	6	16	7
The stationer's account for the same time, amounting to	24	19	4
The post officer's account from Christmas, 1707, to Midsummer following, amounting to.. ..	111	11	2
Amounting to in the whole	143	7	1

and a letter to the Lord Treasurer, inclosing the same, and desiring his lordship's payment thereof, was signed.

Letter to the Lord Treasurer.

A letter from Mr. Lowndes, of this day's date, inclosing the report of the Commissioners of the Customes to the Lord Treasurer, upon the petition of John Keble [*fo.* 156], together with several other papers relating to the promoting the manufacture of pot-ashes in New Jersey, was read ; and Mr. Keble attending, he presented to their lordships his proposals [*fo.* 239] for carrying on the said work, which was likewise read ; whereupon their lordships agreed to take the same into consideration on Tuesday morning next, and ordered that what has already been done in relation to pot-ashes in this office be then laid before them.

New Jersey. *Letter from Mr. Lowndes. Report from Commissioners of the Customs on Keble's petition &c. about pot-ashes. Keble's proposals.*

A letter from Mr. Pulteney, her Majesty's envoy in Denmark, dated the 26th of June last [*fo.* 163 ; N. *fo.* 59], in answer to one writ him the 1st of the same month, relating to our trade in those parts, promising a particular answer to the said letter, was read.

Trade. *Letter from Mr. Pulteney, Envoy at Denmark.*

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July 8. Present :—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

New England. *Letter to Col. Dudley.*

A letter to Colonel Dudley, Governor of the Massachusets Bay [*fo.* 246], was signed.

New Jersey. *Mr. Keble's additional proposal about pot-ashes.*

Mr. Keble attending, presented to their lordships an addition to his proposal [*fo.* 238, 244], mentioned in yesterday's minutes, relating to pot-ashes, which was read ; and their lordships resolved to take the same, together with the other papers upon that subject, into consideration on Tuesday next.

Plantations General. *Letter from the Earl of Sunderland about new seals.*

A letter from the Earl of Sunderland, of the 6th instant [*fo.* 241], desiring the description of the Plantation seals, in order to the preparing a warrant for causing new seals to be cut, according to the alteration in the Queen's arms since the Union, was read ; and directions given for preparing an answer thereto.

Pennsylvania. *Certificate of Capt. Gookin's having given security to observe the Acts of Trade &c. Representation proposing her Majesty's approval of him for Deputy Governor with instructions for trade to Mr. Penn.*

Captain Gookin presented to their lordships a certificate from the Remembrance Office, of his having given security in 2,000*l.* for his observing the Acts in Pennsylvania [*fo.* 227], according to the letter writ Mr. Lowndes the 30th of the last month, which was read ; whereupon a representation [*fo.* 241], proposing her Majesty's approbation of the said Gookin, without limitation of time for Pennsylvania, and for the three lower counties during her Majesty's pleasure, and for laying before her the draught of instructions for Mr. Penn, relating to the Acts of Trade, was drawn up and signed.

New York. *Salary for Mr. Kocherthal the Lutheran minister.*

The secretary acquainted their lordships that he had search'd the books in this office [*fo.* 236], but that there was no precedent in them of her Majesty's having settled a salary upon any foreign clergyman in the Plantations, and Colonel Nicholson and Captain Congreve attending, they were asked if they knew anything of that matter. Colonel Nicholson said that in Virginia there is a French minister who has a salary which was procured him by the Bishop of London, but where or how it is paid he did not know. Captain Congreve said that at New York there is a French minister who has a salary of 20*l.* or 30*l.* a year paid him out of the revenue there.

Barbadoes. *Skene. Representation.*

A representation upon the complaints against Mr. Skeen [*fo.* 235, 295], as agreed at the last meeting, was signed.

July 13. Present :—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Plantations General. *Letter to the Earl of Sunderland.*

A letter to the Earl of Sunderland, in answer to one from his lordship of the 6th instant [*fo.* 239, 262] (mentioned in the minutes of the 8th ditto), relating to new seals for all her Majesty's plantations in America, was agreed and signed.

Pennsylvania. *Letter to the Earl of Sunderland. Representation. Gookin to be Deputy Governor &c.*

A letter to the Earl of Sunderland, inclosing a representation signed the 8th instant [*fo.* 239], proposing her Majesty's approbation of Captain Gookin to be Deputy Governour of Pennsylvania &c., and for laying before her the draught of instructions to Mr. Penn relating to trade, was agreed and signed.

New York. *Letter to Mr. Secretary Boyle on Mr. Kocherthal's petition for a salary &c.*

A letter to Mr. Secretary Boyle, in answer to one from him of the 4th instant [*fo.* 236] (mentioned in the minutes of the 7th ditto), referring to this Board the petition of Mr. Joshua de Kocherthal,

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praying that he may have a salary settled on him at New York, and be allowed 20*l.* to furnish himself with books and cloths here &c., was agreed and signed.

Plantations General. *Circular letter with additional instructions relating to trade &c.*

The additional instructions to all the Governours of her Majesty's Plantations, as likewise to the Proprietary and Charter Governments [*fo.* 224], in pursuance of several Acts of Parliament relating to trade and navigation &c., which were sent to the Earl of Sunderland the 29th of the last month, being now received back, signed by her Majesty, a circular letter to all the said Governours and Proprieties was drawn up and signed.

Trade. *Sir Isaac Newton's account of coinage.*

The secretary laid before their lordships a paper brought by Sir Isaac Newton, Master of the Mint [*fo.* 63, 249], containing an account of gold and silver moneys coined in the Tower from Christmas, 1707, to Midsumer, 1708, which was read; and directions given for laying before their lordships an abstract of the several accounts of gold and silver coined, that have been from time to time brought to this office.

Jamaica. *Order on representation upon merchants' petition about escheats.*

Copy of an Order of Councill of the 26th of the last month, upon a representation of the 15th ditto [*fo.* 189, 260], on the petition of divers merchants trading to Jamaica, complaining of several unjust proceedings there, for trying the petitioners' title to lands and negroes in the said island, approving the said representation, and directing the Earl of Sunderland to prepare a letter to Brigadier Handasyd, pursuant to the said representation, was read.

Bermuda. *Newnam in behalf of his brother.*

Mr. Newnam attending, according as he had been desired [*fo.* 236, 247], and being acquainted that Sir John Bennet had put in his answer to his brother's petition, and that their lordships were inclinable, in consideration that his brother has lain so long in prison, to report to her Majesty that she be pleased to remit the fine imposed on his brother in Bermuda on condition that he should either quit the island or give sufficient security for his good behaviour; to which Mr. Newnam acquiess'd, only he desired in consideration of his brother's poverty, that the security might be moderated, vizt., his brother bound in 100*l.* and two sureties in 50*l.* each, which their lordships agreed to represent accordingly.

New Jersey. *Keble. Pot-ashes &c.*

Their lordships took into consideration Mr. Keble's petition, and his proposals relating to pot-ashes [*fo.* 239], mentioned in the minutes of the 7th and 8th instant, and the said Keble attending at the same time, he said that what he desired was, that her Majesty would be pleased to advance him 200*l.*, for the repayment whereof he would give good security here to pay the same as follows: at the end of two years to pay 50*l.* yearly till the whole was paid, and he desired that his bond might be put in the Lord Lovelace's hands, that he might make his said payments at New York. He further desired that her Majesty would please to allow him the transportation of 16 servants at 5*l.* per head; that the first year he would make 20 tun of pot-ashes, the next year 50 tuns. and doubted not but to increase considerably every year. As for the patent for making of salt, he said that he doubted not but he should obtain a certificate from all the Assemblys of the several Governments on the Continent of America, signifying their approval of his having

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such a patent for making of salt, and then he hoped their lordships would not think such a patent unreasonable; whereupon their lordships gave directions [*fo.* 247] for preparing an answer to Mr. Lowndes's letter of the 7th instant.

New Hampshire. *Mr. Vaughan, agent.*

Mr. George Vaughan attending [*fo.* 249], produced to their lordships a warrant from Colonel Dudley, Governor of New Hampshire, constituting him (at the request of the Assembly there) agent of the said province, to attend her Majesty and to lay before her the present state thereof, which was read; then a memorial from the said Vaughan, which was receiv'd the 6th instant, relating to the state of New Hampshire, was read; whereupon their lordships agreed to take the same into consideration on Thursday next, and in the meantime ordered that a postscript be added to the letter to Colonel Dudley, signed the 8th instant [*fo.* 238, 247], touching what the said Vaughan says in his memorial about the reward given by the French to the Indians, for every scalp they shall bring in of the English, and to signify to him that he do acquaint the French Governor that, unless he leave off the same for the future, he shall be obliged to make reprizals &c.

Memorial of the state of that Province.

Postscript to the letter to Col. Dudley about scalping the English by French Indians.

Col. Romer summon'd about the fort at Piscataqua. Mr. Vaughan's memorial to the Earl of Sunderland.

Further ordered that Colonel Romer have notice to attend the Board on Thursday morning next [*fo.* 256], in relation to what is said in the said memorial touching the fort in Piscataqua river, the said Vaughan further laid before their lordships a copy of the memorial from himself to the Earl of Sunderland.

July 15. Present:—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

New England. *Postscript to Col. Dudley about French scalping the English.*

The postscript ordered yesterday to be added to Colonel Dudley's letter [*fo.* 246], relating to the French Indians scalping the English, was agreed and ordered to be transcribed.

Bermuda. *Newnam. Letter to the Earl of Sunderland.*

A letter to the Earl of Sunderland, upon the petition of Mr. Newnam [*fo.* 243; N. *fo.* 261], as directed at the last meeting, was signed.

New Jersey. *Letter to Mr. Lownds on Keble's petition about pot-ashes &c.*

A letter to Mr. Lowndes, in answer to his of the 7th instant [*fo.* 245], upon the petition of John Keble, relating to his setting up a pot-ash work in New Jersey, was agreed, and ordered to be sent.

Newfoundland. *Letter to Mr. Burchet with proclamations about that trade and fishery.*

A letter to Mr. Burchet, inclosing 30 of her Majesty's proclamations relating to the trade and fishery of Newfoundland [*fo.* 252], desiring the same may be sent to the Commodore of the convoy there, to be by him published and dispers'd in the several harbours after his arrival, was agreed and ordered to be sent.

New York. *Letter from Mr. Byerly.*

A letter from Mr. Byerly, Collector and Receiver General at New York, dated the 13th of December, 1707 [*fo.* 252], complaining of several difficulties he meets with from the Lord Cornbury in the execution of his office, was read, and the papers therein referr'd to laid before the Board, and are as follows, vizt.:

Papers therein referr'd to.

Copy of the warrant issued by the Lord Cornbury for arresting Mr. Byerly, Collector and Receiver General of New York, as also of the order for sealing up and delivery of the Custom-House books &c.

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Copys of several petitions presented by Mr. Byerly, Collector and Receiver General of New York, to the Lord Cornbury, relating to his suspension &c., with minutes of Councill thereupon &c.

Proclamation by the Lord Cornbury upon his restoring Mr. Byerly to the places of Collector and Receiver General of New York.

Whereupon ordered that a copy of the said letter and papers be sent to Mr. Lowndes, to be laid before my Lord High Treasurer.

To be sent to the Treasury.

The secretary laid before the Board an abstract [*fo.* 242] of the coinage in the Tower from December, 1689, to Midsummer, 1708.

Trade.
Abstract of coinage.

Mr. Vaughan attending [*fo.* 245, 278], he presented to their lordships a list of stores of war wanting for the province of New Hampshire, which was read ; whereupon he was acquainted that he having already made application to her Majesty for arms by my Lord Sunderland, it was proper for him to lay the said list before his lordship, which he promised to do accordingly.

New Hampshire.
Mr. Vaughan. List of stores of war wanting there.

And their lordships gave directions for preparing a letter to the Earl of Sunderland [*fo.* 251], desiring his lordship to receive her Majesty's pleasure in relation to the demands of the said Vaughan.

Letter to the Earl of Sunderland thereupon.

Mr. Collins attending, with Mr. Wallis, he produced to their lordships her Majesty's lycence to him [*fo.* 195] for cutting of masts, dated the 31st of May, 1707, which was read ; whereupon he said that the reason of its having lain so long was that the said licence being mislaid, it had not been found till now. In relation to the two masts of 35 inches diameter mention'd in Mr. Bridger's letter, which was read the 14th of the last month, he said that he had bought them of Mr. Wallis, and that he had delivered them into the Queen's yards ; and Mr. Wallis said that he had cut those masts under his last contract with the Navy Board. Mr. Wallis added that, notwithstanding the Queen has large woods in those parts, yet they lye so far off that it is much cheaper for them to buy masts of private persons than to cut them in her Majesty's said woods ; that the Surveyor of the woods ought to mark with the broad arrow all trees of the diameter mentioned in the Massachusets Charter, and in the late Act of Parliament for incouraging the importation of naval stores from America ; but they were very negligent, for neither the Surveyor nor his deputys ever see the trees mark'd that are to be cut ; that the chief occasion of the waste in the woods, is the logging trade, that is, the cutting down trees for lumber and planks, and the great number of saw mills ; that Mr. Bridger himself connives at it, he receiving (as Mr. Wallis is inform'd by letters from those parts) ten shillings for each team he allows to go into the woods upon that account.

New England.
Mr. Collins and Mr. Wallis. Licence for cutting masts.

Waste in the woods.

Bridger conniving at the occasion of it.

Then Mr. Collins acquainted their lordships that he had received from the Admiralty a copy of Mr. Bridger's complaint against him ; whereupon he was desired to let their lordships have his answer thereunto, which he promised accordingly.

Collins to answer Bridger's complaint.

July 19. Present :—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

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New England. *Letter to the Earl of Sunderland Stores of war.*

A letter to the Earl of Sunderland, touching the want of stores of war in New England [*fo.* 249], as directed the 15th instant, was signed.

New York. *Letter to Mr. Byerly, Collector &c. there.*

A letter from the secretary to Mr. Thomas Byerly, Collector of her Majesty's Customes in New York [*fo.* 248], in answer to one from him to their lordships of the 13th December, 1707, complaining of the obstructions he meets with in the execution of his office there, was agreed and ordered to be sent.

Newfoundland. *Letter to Mr. Fawler in answer to that to Mr. Burchet, with proclamations.*

A letter from Mr. Fawler to the secretary, in answer to one writ Mr. Burchet the 15th instant [*fo.* 247], inclosing 30 proclamations relating to the fishery at Newfoundland, to be dispers'd and publish'd there, was read.

Letter from Mr. Carkesse. Certificate from Cowes about fishing ships &c. for Newfoundland.

A letter from Mr. Carkesse of the 16th instant, inclosing a certificate from the officers of the Custom House at Cowes, that they have not there any fishing ships or by-boats imployed in the fishery of Newfoundland, was read.

New England. *Letter from Col. Dudley.*

A letter from Colonel Dudley, Governor of New England, dated the 10th of November, 1707, and 16th February, 170$\frac{7}{8}$, was read [*fo.* 256], and the papers referred to therein were laid before the Board, and are as follows, vizt. :

Papers therein referr'd to.

No. 1. A memorial from Colonel Dudley to this Board, relating to the settlements of the French in America.

No. 2. Colonel Dudley's defence against a representation presented to her Majesty at Windsor, the 23rd June, 1707.

No. 3. List of counsellors' names recommended to be of the Councill of New Hampshire.

No. 4. List of causes and judgments in the several Courts of Justice in New England in 1706 and 1707.

No. 5. Several proclamations issued out by Colonel Dudley &c.

No. 6. Minutes of Council from the 20th May, 1706, to the 21st of August following.

No. 7. Minutes of Councill from the 22nd August, 1706, to the 3rd of December, 1706.

No. 8. Minutes of Councill from the 4th December, 1706, to the 6th February, 170$\frac{6}{7}$.

No. 9. Minutes of Council from the 13th February, 170$\frac{6}{7}$, to the 12th June following.

No. 10. Minutes of Assembly from the 29th May, 1706, to the 13th July, 1706.

No. 11. Minutes of the Assembly from the 7th (*sic*), 1706, to the 4th of September following.

No. 12. Minutes of Assembly from the 23rd October, 1706, to the 7th December following.

No. 13. Minutes of Assembly from the 5th March, 170$\frac{6}{7}$, to the 13th June, 1707.

No. 14. Minutes of Assembly from the 13th August, 1707, to the 16th following.

No. 15. Several Acts past at a General Assembly held in the Massachusets Bay in 1706 and 1707.

No. 16. Minutes of Councill of New Hampshire from the 26th of September, 1706, to the 29th September, 1707.

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No. 17. Minutes of Councill in Assembly of New Hampshire, from the 15th of October, 1706, to the 8th of April, 1707.
No. 18. Three Acts past in New Hampshire the 18th of October, 1706, and 7th April, 1707.

And those mark'd Nos. 1, 2, 3, 4 and 5 were also read; whereupon ordered that paragraph H of the aforesaid letter, touching the Collector and Comptroller of the Customes lately arrived there, be sent to Mr. Lowndes, to be laid before the Lord High Treasurer; that the postscript of the said letter, relating to the good services perform'd by Captain Stuckley, commander of the *Deptford*, during his stay at New England, be likewise sent to Mr. Burchet. Further ordered that the draught of a representation be prepared for laying before her Majesty what Colonel Dudley writes in paragraph C in relation to the attacking the French, and to the state of their settlements in America, set forth in Colonel Dudley's memorial aforementioned, mark'd No. 1.

Extract of the said letter about Collector of the Customs sent to Mr. Lowndes.

The postscript in favour of Capt. Stucley sent to the Admiralty.

Representation about attacking the French settlements &c.

A letter from Mr. Addington to the secretary, dated the 25th of February, 170⅞, with an account of the papers transmitted by Colonel Dudley, and referr'd to in his aforementioned letter, was read.

Letter from Mr. Addington. Publick papers.

July 21. Present:—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Colonel Romer attending, as directed the 13th instant [*fo.* 246], and being asked several questions in relation to the fort on Piscataqua River, he acquainted their lordships that the said fort remained yet unfinish'd, but that the same might be put into good order for about an hundred pounds, and kept so at little charge.

New Hampshire. *Col. Romer about fort at Piscataqua.*

The draught of a letter to Colonel Dudley, Governor of New England, in answer to his of the 10th November and 16th February last [*fo.* 252, 258], read the 19th instant, was laid before the Board, agreed and ordered to be transcribed.

New England. *Letter to Col. Dudley.*

Copy of an Order of Councill of the 22nd of April, 1708, upon a representation of the 17th of June, 1707 [L. *fo.* 264], relating to the security of the Bahama Islands, referring the said representation to Mr. Solicitor General, was read.

Bahamas. *Order on representation about security of those islands.*

Copy of an Order of Council of the 22nd of April last, upon a representation of the 19th ditto [*fo.* 114], with the draughts of commissions for the Lord Lovelace to be Governour of her Majesty's provinces of New York and New Jersey, approving the said draughts, was read.

New York. New Jersey. *Order on representation with draughts of commissions for Lord Lovelace.*

Copy of an Order of Councill of the 26th of June last, upon a representation of the 31st of May foregoing [*fo.* 162], with the draughts of instructions to the Lord Lovelace for the governments of New York and New Jersey, approving the said draughts, was read.

Orders on representations with draughts of general instructions for the Lord Lovelace for those governments and relating to trade &c.

Copy of an Order of Councill of the 26th of June last, upon a representation of the 10th ditto [*fo.* 177], with the draughts of instructions to the Lord Lovelace, relating to the Acts of Trade and Navigation, for the governments of New York and New Jersey, approving the said draughts of instructions, was read.

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Jamaica.
Letter from Brigadier Handasyd.

A letter from Brigadier Handasyd, Governor of Jamaica, dated the 19th of May, 1708, relating to the Spanish galleons. Our trade with the Spaniards. And the success of our privateers in those parts was read; whereupon ordered [*vide infra*] that a letter be prepared wherewith to transmit a copy thereof to the Earl of Sunderland.

A copy thereof for my Lord Sunderland.

July 23. Present:—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Jamaica.
Letter to the Earl of Sunderland with copy of a letter from Brigadier Handasyd.

A letter to the Earl of Sunderland inclosing the copy of a letter from Brigadeer Handasyd, dated the 19th of May last [*vide supra*], as directed at the last meeting, was agreed and signed.

Massachusets.
Letter to Col. Dudley.

A letter to Colonel Dudley, Governor of the Massachusets Bay, as agreed at the last meeting [*fo.* 256], was signed.

Letter from Captain Rednap, engineer.

A letter from Captain Rednap, engineer, dated at Boston, the twentieth of February, 170$\frac{7}{8}$, giving an account of the late expedition against Accadie, was read.

July 27. Present:—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Plantations General. New England. New York.
Capt. Vetch's account of Canada, &c.

Captain Vetch, attending [*fo.* 262], presented to their lordships a paper, entituled *Canada surveyed, or the French Dominions upon the Continent of America briefly considered in their situation, strength, trade and number; more particularly how vastly prejudicial they are to the English interest, and proposing a method of easily removing them*, which was read, and their lordships agreed to take the same into consideration on Fryday morning next.

July 30. Present:—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Jamaica.
Order of Council on representation on merchants' complaints. Escheats. Letter to the Earl of Sunderland with draught of instructions to the Governor thereon.

An Order of Councill of the 26th, upon a representation of the 15th, of the last month [*fo.* 143], relating to the complaints of divers merchants of several unjust proceedings in Jamaica for trying their title to lands and negroes, approving the said representation, and directing this Board to prepare the draught of an additional instruction to Brigadier Handasyd, forbidding the like proceedings for the future &c., was read; and the draught of such an instruction was agreed [*fo.* 296], and a letter to the Earl of Sunderland, inclosing the same, was signed.

Plantations General.
Order of Council. Account of stores.

Draught of circular letter thereupon.

An Order of Councill of the 25th instant [*fo.* 265], directing this Board to prepare and dispatch letters to the several Governors in the plantations, requiring them to transmit to her Majesty's Board of Ordnance an account of the remains of all the ordnance stores in their respective governments &c., was read, and a draught of a circular letter to the said Governors being laid before the Board, the same was agreed and ordered to be transcribed.

New York.
Letter from Mr. Taylor upon Mr. Rayner's petition about salary of Attorny General.

A letter from Mr. Taylour, of the 27th instant, upon the petition of Mr. Rayner [*fo.* 221], signifying my Lord Treasurer's desire of having this Board's opinion whether it be necessary the office and salary of Attorney General of New York be continued, was read.

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Warrant of Mr. Rayner's being Attorny General.

And Mr. Rayner attending at the same time, he produced to the Board her Majesty's warrant to the Lord Lovelace for constituting and appointing the said Rayner Attorney General of New York, in the room of Mr. Broughton. He also acquainted their lordships that a warrant was preparing at the Admiralty, for appointing him Advocate General of the said province. Whereupon the draught of a letter to Mr. Lowndes, in answer to Mr. Taylor's foresaid letter, was agreed, and ordered to be sent.

Letter to Mr. Lowndes in answer to Mr. Taylor's.

August 3. Present :—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Plantations General. *Warrant for new seals.*

Her Majesty's warrant to Mr. John Roos, engraver of her Majesty's seals [*fo.* 241], dated the 17th of July, 1708, requiring him to make new seals for the provinces of New Hampshire, the Massachusets Bay, New York, New Jersey, Maryland, Virginia, Jamaica, Barbadoes, and the Leeward Islands and Bermuda according to such directions as he shal receive from this Board, was read ; and the said Roos attending at the same time, directions were given him accordingly.

Plantations General. New York. New England. *Vetch. Reduction of Canada, &c.*

Their lordships took into consideration Captain Vetch his paper, mentioned in the minutes of the 27th of the last month [*fo.* 259, 265], relating to the reduction of the French settlements on the Continent of America. And the said Captain Vetch acquainting their lordships that he intended to take the opportunity of going to New York with the Lord Lovelace, unless it be thought necessary he should stay longer here in relation to the foresaid paper ; their lordships gave directions for preparing a letter to Mr. Secretary Boyle thereupon.

Letter to Mr. Secretary Boyle.

Plantations General. *Letter from Mr. Dummer. Success against the galleons.*

A letter from Mr. Dummer of yesterday's date [*fo.* 272], giving an account of the sailing of the Antego packet boat to and from the West Indies, as also of the good success of Commodore Wager against the galleons, was read.

New Hampshire. *Letter from the Earl of Sunderland referring a memorial from Mr. Vaughan and several addresses from New Hampshire.*

A letter from the Earl of Sunderland of the 29th of the last month [*fo.* 278], referring to this Board a memorial from Mr. Vaughan, agent for New Hampshire, was read, and the papers therein referr'd to were laid before the Board, and are as follows, vizt. :—

Memorial from Mr. Vaughan, agent for New Hampshire, relating to the ill circumstances of that province &c.

Address from the Councill and Assembly of New Hampshire to her Majesty, for a supply of small arms and other stores of war.

Address from the Assembly of New Hampshire to her Majesty, relating to Mr. Allen's claim to that province.

Address from the Councill and Assembly of New Hampshire to her Majesty, praying Colonel Dudley may be continued in that Government.

Address from the Justices, Officers of the Militia, merchants &c. of New Hampshire to her Majesty, praying Colonel Dudley may be continued in that Government.

Address from the ministers in New Hampshire to her Majesty, praying Colonel Dudley may be continued in that Government.

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Which papers their lordships agreed to take into consideration at the first opportunity.

August 4. Present:—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Plantations General. New York. New England. *Letter to Mr. Secretary Boyle. Reduction of French settlements.*

A letter to Mr. Secretary Boyle upon Captain Vetch's proposal for reducing the French settlements on the Continent of America [*fo.* 262, 273], as directed in yesterday's minutes, was signed.

Plantations General. *Circular letter for accounts of stores of war.*

A circular letter to all the Governors in her Majesty's Plantations, pursuant to an Order of Councill of the 25th of the last month [*fo.* 260; N. *fo.* 158], (mentioned in the minutes of the 30th ditto), requiring them to send accounts of stores of war remaining in their respective Governments, was signed.

Newfoundland. *Return from Chichester about number of fishing ships.*

A return from the Comptroller and Collector of the Customes at Chichester to an order of the Commissioners of her Majesty's Customes, signifying that there are no fishing ships sent from thence to Newfoundland, was read.

Jamaica. *Letter from Brigadier Handasyd.*

A letter from Brigadier Handasyd, Governor of Jamaica, dated the 17th of June, 1708 [*fo.* 282], was read, and the papers therein referr'd to were laid before the Board, and are as follows, vizt.:

Papers therein referr'd to.

Account of Commodore Wager's ingagement with the Spanish galleons &c., dated at Jamaica the 17th of June, 1708.

Copy of a proclamation issued by Brigadier Handasyd, relating to unpatented lands and arrears of quit rent due thereon.

Letter to Mr. Secretary Boyle about ships at the Havana.

Whereupon a letter to Mr. Secretary Boyle, acquainting him with what Brigadier Handasyd writes in paragraph K of the foresaid letter, relating to the number of merchant ships and French men-of-war at the Havana, was signed.

Barbadoes. *Letter from Mr. Crowe.*

A letter from Mr. Crow, Governor of Barbadoes, dated the 18th of May, 1708 [*fo.* 284], was read; and the papers referr'd to therein were laid before the Board, and are as follows, vizt.:

Papers therein referr'd to.

A list of the names of the Justices in the several precincts in Barbadoes.

Copy of several transactions of the Committee of Councill and Assembly of Barbadoes relating to a bill for laying an imposition on wines and other strong liquors &c.

The affidavits of Edward Flower, Elizabeth Flower, James Hammel and Thomas Withers, relating to the irregular proceedings of Captain Fane, commander of her Majesty's ship *Lowstaff*.

Account of stores of war in the magazine in Barbadoes, from the 17th November, 1707, to the 18th of May, following.

Naval Officers' list of ships in Barbadoes from the 25th of December, 1707, to the 24th of March, 170$\frac{7}{8}$ inclusive.

Minute of Councill of the 26th of April, 1708.

Minutes of Assembly of the 13th April, 1708, relating to the raising mony and the Register's Office.

Minutes of Councill in Barbadoes from the 17th February, 170$\frac{7}{8}$, to the 26[th] April following inclusive.

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Minutes of Assembly from the 17th February, 170$\frac{7}{8}$, to the 11th of May following.

Acts past in a General Assembly at Barbadoes in March, April and May, 1708.

Misbehaviour of Capt. Fane.

And their lordships agreed to take what Mr. Crow writes in paragraph L of the said letter [*vide infra*], relating to the irregular proceedings of Captain Fane, commander of her Majesty's ship the *Lowestaffe*, into consideration to-morrow morning.

August 5. Present :—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Barbados.
Papers of publick proceedings. Affidavits against Capt. Fane to be sent to the Admiralty. Lord Cornbury's complaint against the said Captain.

Their lordships took into consideration the papers of publick proceedings referr'd to in Mr. Crow's letter mentioned in yesterday's minutes, and read the same. Whereupon ordered that a letter be writ to Mr. Burchet [*fo.* 273], inclosing copies of the affidavits relating to the irregular proceedings of Captain Fane [*vide supra*], commander of her Majesty's ship the *Lowestaffe*, taking notice of a former complaint made against the said Fane by the Lord Cornbury, mentioned in the minutes of the 29th of April, 1707 [L. *fo.* 141].

Barbadoes' Agents to attend.

Ordered that Mr. Tryon and the other Agents of Barbadoes have notice to attend the Board on Tuesday morning next.

Account of stores of war.

Further ordered that the account of stores of war [*fo.* 271] be sent in a letter from their lordships to the Board of Ordnance.

August 9. Present :—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Antego.
Referrence from Mr. Boyle about complaints. Mr. Dummer, Mr. Duport &c. summon'd.

A letter from Mr. Secretary Boyle, of the 4th instant, referring to this Board the extract of a letter complaining of some irregular proceedings in the Island of Antego, was read ; whereupon ordered [*fo.* 271, 272, 412] that Mr. Dummer, Mr. Stephen Duport, and Mr. Richard Cary have notice to attend their lordships on Wednesday morning next.

August 10. Present :—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Jamaica.
Memoriall from Col. Lloyd about intended escheat of negroes, &c.

Collonel Richard Lloyd attending, presented to the Board a memorial relating to Brigadier Handasyd, the Governor of Jamaica's, having put a stop to the intended escheat of his negroes &c. [*fo.* 176], and desiring that there may be an order to the said Governor to do what the said Lloyd's agents in that island shall desire *ad corroberandum titulum*, as in the case of Mr. Whitchurch, was read ; and their lordships agreed to take the same into consideration at a convenient opportunity.

Virginia.
Mr. Bird to be of the Councill.

Mr. Micajah Perry attending [*fo.* 274], and desiring that Mr. William Bird may be constituted a Counsellor of Virginia in the place of Mr. John Lightfoot, deceased ; their lordships agreed to recommend the said Bird accordingly.

Barbadoes.
Letter to Board of Ordnance. Stores of warr.

A letter to the principal officers of her Majesty's Ordnance [*fo.* 269], inclosing an account of stores of war remaining in the magazine in her Majesty's Island of Barbadoes, from the 17th of November, 1707, to the 18th of May, 1708, mentioned in the minutes of the 5th instant, was signed.

1708.
Jamaica.
Letter to the Governor.

A letter to Brigadier Handasyd, Governor of Jamaica [*fo.* 274], was agreed and ordered to be transcribed.

August 11. Present :—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Leeward Islands.
Complaints from Antigua.

Mr. Dummer attending according to appointment [*fo.* 269], and being asked several questions in relation to the complaints from Antigua, referr'd to in Mr. Secretary Boyle's letter of the 4th instant (mentioned in the minutes of the 9th instant), he said that he was wholly a stranger thereto.

Jamaica.
Privateers.

Then being asked what he knew touching the privateers at Jamaica (mentioned in his letter of the 2nd instant, which was read the 3rd ditto) [*fo.* 263], he said that those privateers, intercepting the Spanish sloops as they return from trading with our vessells, would infallibly ruin the Jamaica trade [*fo.* 279], and being asked, he promised to give their lordships in writing his proposal for preventing the same.

Leeward Islands.
Mr. Cary &c. about complaints from **Antigua.**
Letter to the Governor.

Mr. Richard Cary and Mr. Duport also attending [*fo.* 269], being asked the like questions in relation to the fore-mention'd complaint from Antigua, they said they had no account thereof; whereupon ordered that the draught of a letter be prepared to Colonel Park for enquiring into the said complaints.

Acts about Courts, &c.

Their lordships, taking into consideration an Act past at Nevis the 22nd of June, 1705, for *Establishing of Courts &c.*, and finding that a former Act with the same title past at Antegua the ——— was repealed by her Majesty, ordered [*fo.* 284] that a letter be writ to Mr. Sollicitor General for his opinion, whether the repeal of the Antego Act does not supercede and make void the Act past at Nevis, and whether the said Nevis Act does not remain in force till there be a particular and express repeal thereof by the Queen.

Letter to Mr. Solicitor General.

Barbadoes.
Letter to Mr. Burchet. Complaints against Capt. Fane.

A letter to Mr. Burchet, inclosing copys of the affidavits [*fo.* 268], relating to the irregular proceedings of Captain Fane, commander of her Majesty's ship the *Lowestaffe*, as ordered the 5th instant, was agreed.

Letter to Mr. Crowe.

A letter to Mr. Crow, Governor of Barbadoes, was agreed [*fo.* 274], and ordered to be transcribed.

August 13. Present :—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney.

Plantations General.
New England.
New York.
Letter from Mr. Secretary Boyle. Vetch's proposal.

A letter from Mr. Secretary Boyle, of the 11th instant, in answer to one from their lordships of the 4th ditto [*fo.* 265, 275], relating to the proposal of Captain Vetch, referring the same to this Board, was read; whereupon ordered [*fo.* 275] that the said Vetch have notice to attend their lordships on Monday morning next.

Jamaica.
Barbadoes.
Letters to the Governors.

Letters to Brigadier Handasyd and Mr. Crow, as agreed the tenth and eleventh instant [*fo.* 271, 273], were signed.

Virginia.
Col. Hunter.
Mr. Bird to be of the Council.

Colonel Hunter, Governor of Virginia, attending [*fo.* 270, 276], and desiring that Mr. William Bird might be constituted a Counsellor in Virginia, in the place of Mr. John Lightfoot, deceased, their lordships agreed to recommend the said Bird accordingly.

1708.
Leeward Islands.
Letter to Col. Park.

The draught of a letter to Colonel Park [*fo.* 275], as directed the 11th instant, was agreed and ordered to be transcribed.

August 16. Present :—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

Plantations General.
New England.
New York.
Captain Vetch about his stay here touching his proposal.

Captain Vetch attending [*fo.* 274, 316], and being asked if he was willing to stay here till some determination should be made upon his proposal for reducing the French settlements on the Continent of America, he said that he was ready to attend that service, and being further ask'd what he thought would be necessary to be allowed him for his expense during his said stay here, he said that he left that to their lordships, and ten shillings *per diem* being proposed as sufficient, he said that he was willing to accept thereof, whereupon a letter to Mr. Secretary Boyle signifying the same [*fo.* 273], was agreed and signed.

10*s.* per diem *for his expences to be allow'd.*
Letter to Mr. Secretary Boyle thereupon.

A letter to Colonel Park, Governor of the Leeward Islands [*fo.* 274, 411], as agreed at the last meeting, was signed.

Leeward Islands.
Letter to the Governor.

A representation, proposing Mr. William Bird [*fo.* 274, 295] to be a member of her Majesty's Councill in Virginia, in the room of Colonel Lightfoot, deceased, was signed.

Virginia.
Representation proposing a new counsellor.

A letter from Mr. Secretary Boyle, of the 11th instant [*fo.* 293], referring to this Board a memorial from Monsieur Vryberg, Envoy Extraordinary from the States General to her Majesty, complaining of a pass granted the ship *San Antonia*, of Bilboa &c., and inclosing a copy of the said pass, as also the 9th Article of a proposal for a trade to Spain, with observations thereon, and minutes of Councill relating thereto, was read ; whereupon ordered [*fo.* 279] that Sir William Hodges have notice to attend the Board on Wednesday morning next.

Trade.
Letter from Mr. Secretary Boyle referring a memoriall from Mr. Vryberge complaining of a pass given the ship San Antonio.
Sir William Hodges to attend.

A letter from Major Hamilton, Lieutenant-Governor of Nevis [*fo.* 220], with a duplicate of the accounts of losses sustained in that island, when the same was invaded by the French, was read.

Nevis.
Letter from the Lieutenant-Governor.

August 17. Present :—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

New York.
Letter from the Lord Cornbury.
Presbyterian ministers.

A letter from the Lord Cornbury, Governor of New York, relating to Mr. Mackenie and Mr. Hampton, two Presbiterian ministers, preaching without licence, dated the 14th October, 1706, was read.

New Jersey.
New York.
Letter from the Lord Cornbury.

Another letter from his lordship of the 10th of February, 170$\frac{7}{8}$, inclosing minutes of Assembly of New York and New Jersey ; also giving an account of a murder committed at New York by some Indians, was read.

Trade.
Letter from Mr. Heminge, Consul at Madera.

A letter from Mr. Heming, Consul at Madera [L. *fo.* 393 ; *fo.* 278], relating to his having got off the imposition of 400 rees *per* pipe of wine, and the resolution of the factory there for levying a tax of 50 rees *per* pipe for defraying accidental charges &c., dated the 10th of June, 1708, was read.

Letter from him about consulship of Madera and Lisbon.

Another letter from the said Mr. Heminge, of the 30th of June, relating to Mr. Milner's having obtained a new patent for uniting the consulship of Lisbon to that of the Maderas [L. *fo.* 394 ; *fo.* 281], was also read.

1708.
New Hampshire.
Letter from the Earl of Sunderland. Memorial from Mr. Vaughan with addresses.

A letter from the Earl of Sunderland of the 29th of July, 1708, referring to the Board a memorial from Mr. Vaughan, agent for New Hampshire [*fo.* 263; 329], relating to the ill circumstances of that province, together with several addresses from the Councill and Assembly &c., of the said province &c., which had been read the 3rd instant, were again read; whereupon their lordships gave

Stores of war.

directions that a copy of the list of stores of war demanded by the said Vaughan for that government, mentioned in the minutes of the 15th of the last month, be sent to Colonel Romer [*fo.* 249, 303], and that he deliver his opinion to the Board in writing on Fryday next, and that he be desired to give an account of what stores there were remaining in New Hampshire when he came from thence.

Letter to the Board of Ordnance.

A letter to the principal officers of her Majesty's Ordnance [*fo.* 290], desiring an account of what ordnance stores were last sent from that office to New Hampshire, was agreed and signed.

August 18. Present:—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

Trade.
Jamaica.
Memorial from Mr. Dummer. Irregularities of privateers on the Spanish coast.

Mr. Dummer attending, according to appointment [*fo.* 272, 286], presented to their lordships a memorial proposing a method for preventing irregularities that are or may be committed by our privateers on the Spanish coast in the West Indies, which was read.

Trade.
Sir William Hodges. Monsieur Vryberge's memorial about passes.

Sir William Hodges attending [*fo.* 276, 288], and being acquainted with Monsieur Vryberg's memorial, relating to the pass granted to a Bilboa ship mentioned in the minutes of the 16th instant, and being asked several questions thereupon, he said that passes to Spanish ships to come to this kingdom were absolutely necessary, without which it would be impossible to carry on the trade with Spain, which was thought so beneficial to this kingdom, that the Parliament pass'd an Act for opening the same. And as for leaving out the word Holland in the said passes, he did not think it of any great importance, though perhaps it might affect some particular persons, who are concerned with the Dutch merchants in that trade. But whether the word Holland be in the said passes or no, he did not see that the Dutch had any reason to complain, for the said passes were only a protection to such ships as have them at sea from her Majesty's ships of war and our privateers. And that if the Dutch did not approve of such ships coming into their ports, as contrary to their placarts, they might either prohibit the same or seize them when they are in port; and he added that a Spanish ship wherein he was concerned, and which had a pass from her Majesty trading from Bilboa to Cadiz, with British manufactures, was taken by the Dutch, and afterwards retaken by the French, which is a juster subject of complaint than what Monsieur Vryberg now makes. Then he said that he would consult with other Spanish merchants and give their lordships a fuller account on Tuesday morning next.

Consulships of the Maderas and Lisbon.

Then their lordships ask'd his opinion of the Consul at the Maderas being independant of the Consul at Lisbon [*fo.* 278], mentioned in Mr. Hemming's letter read yesterday; whereupon

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he said that the Consul at Lisbon was always Consul General, and had power to make sub-delegates in the Maderas and elsewhere, which sub-delegates have as much power in the place where they reside as the Consuls themselves, and therefore he thought that the dependency of the Consulship of the Maderas on that of Lixabon would be no prejudice to trade, that it was always thus, till Sir Jeffry Jeffrys got it alter'd in favour of his friend Mr. Hemming, and he added that he has heard that the said Heming is very unfit for that place.

Jamaica. *Counsellors.*

Their lordships, taking into consideration what Brigadier Handasyd writes in his letter of the 17th of June, 1708 [*fo.* 266], relating to counsellors for that island, read the 4[th] instant; ordered that Sir Gilbert Heathcote, Sir Bartholomew Gracedieu, and Mr. Benjamin Way [*vide infra*] have notice to attend the Board on Fryday morning next.

Sir Gilbert Heathcote &c. summond.

August 20. Present :—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

Jamaica. *Sir Bartholomew Gracedieu about counsellors.*

Sir Bartholomew Gracedieu attending, according to appointment [*vide supra*], in relation to councillors for Jamaica, and being asked the characters of Mr. Valentine Mumby, and Mr. Francis Oldfeild, and Mr. Robert Hotchkyn, recommended to be members of Councill there, he said that Mr. Mumby was a person of a considerable estate, of good parts, and had been long resident on the said island; that Oldfeild had also a good estate, but was not above four or five and twenty years of age; that as to Hotchkyn, he was a stranger to him.

Sir Gilbert Heathcote.

Sir Gilbert Heathcote likewise attending, and being asked what he knew concerning the aforesaid Mumby, he gave much the same character of him as Sir Bartholomew had done; as to Oldfeild, he knew him not; and as to Hotchkyn, he had no objection to his being appointed a member of the said Councill. Whereupon ordered [*fo.* 285] that the draught of a representation be prepared, proposing the aforementioned Mumby to be of the Council of Jamaica, in the room of Mr. John Ascough, who is come to England, and does not design to return thither again.

Representation proposing Mr. Mumby to be of the Council.

Leeward Islands. *Letter from Mr. Solicitor General upon Acts for establishing Courts, &c.*

A letter from Mr. Solicitor General of the 18th instant, in answer to one writ him the 11th ditto [*fo.* 272], upon two Acts, the one past at Antego, the other at an Assembly of all the Leeward Islands, for establishing Courts and settling due methods of justice &c., was read; whereupon their lordships agreed to consider the said Acts on Monday morning next.

Barbadoes. *Representation for a new counsellor.*

Their lordships, taking into consideration what Mr. Crow writes in paragraph G of his letter of the 18th of May last [*fo.* 266] relating to counsellors; ordered [*fo.* 183, 285] that the draught of a representation be prepared proposing Mr. John Hallet to be a member of her Majesty's Councill of Barbadoes.

Solicitor General's report upon Mr. Cox's petition about Naval Office.

Mr. Solicitor General's report, upon the petition of Mr. Samuel Cox [*fo.* 181], relating to his being turned out of the Naval Office in Barbadoes by Mr. Crow, was read.

Trade.

Ordered that the Secretary write to the members of the Hambrough Company, for their answer to the letter writ them

1708.
Letter to the Hamburgh Company. Convoys for ships of Bremen.

the 20th of May last (mentioned in the minutes of the 3rd of June following) [*fo.* 168, 302], relating to the allowing of English convoys to the ships of Bremen.

August 23. Present :—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

Jamaica.
Representation proposing a new counsellor.

A representation proposing Valentine Mumby, esquire, to be a member of her Majesty's Council in Jamaica [*fo.* 283, 296], in the room of John Ascough, who is leaving that island (as directed in the last minutes), was signed.

Barbadoes.
Representation proposing a new counsellor.

Another representation proposing John Hallet, esquire, to be a member of her Majesty's Councill in Barbadoes [*fo.* 284, 296], in the room of Tobias Frere, deceased (as directed in the last minutes), was also signed.

Trade. Jamaica.
Letter to the Governor.

A letter to Brigadier Handasyd, Governor of Jamaica [*fo.* 279], relating to the great obstruction given to the Spanish trade by our privateers in the West Indies, was agreed and signed.

Leeward Islands.
Act about Courts under consideration. The said Act sent to Mr. Solicitor General.

Upon consideration of the Act past at Nevis the 23rd of February, 170$\frac{3}{4}$, entituled *An Act for the establishing of Courts and settling due methods for the administration of justice in this island*, ordered that the same be sent to Mr. Solicitor General for his opinion thereupon, in point of law [*fo.* 288]; and that the secretary at the same time do acquaint him that the like Act has been past throughout the Leeward Islands.

New York.
Order of Council about Attorny General.

Copy of an Order of Council of the 11th of July, 1708 [*fo.* 221], upon a representation of the 28th of June foregoing, relating to Mr. John Rayner's being Attorney General of New York, was read.

Trade.
Regulation relating to the trade of New Spain.

A translation of the regulation made by the Duke of Anjou [*fo.* 289], relating to the trade of New Spain, under the protection of two French men-of-war sent thither with quick silver, was communicated to the Board by Sir William Hodges.

Maryland. Pensilvania.
Letter to Lord Baltimore and Mr. Penn for their agreement about boundaries.

Ordered that the secretary do write to the Lord Baltimore [*fo.* 288, 381], and to Mr. Penn, to acquaint them that unless they come to an agreement relating to the boundaries between the provinces of Maryland and Pennsylvania, and lay the same before their lordships by the 12th of October next, their lordships will proceed to make their report on that matter, as the same lies before them.

Jamaica.
Order on representation. Revenue Act.

Copy of an Order of Council upon the representation of this Board of the 17th of August, 1704 [I. *fo.* 97], for confirming *An Act* passed in Jamaica in November, 1703, for raising a revenue to her Majesty for support of the government of that island &c., was read.

August 24. Present :—Lord Herbert of Cherbury, Mr. Chancellor of the Exchequer, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

Maryland. Pennsylvania.
Letter to Lord Baltimore and Mr. Penn. Boundaries.

The draught of a letter to the Lord Baltimore and Mr. Penn [*fo.* 287], as directed in yesterday's minutes, was agreed, and ordered to be transcribed.

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Leeward Islands.
Letter to Mr. Solicitor General. Act about Courts.

The draught of a letter to Mr. Solicitor General [*fo.* 286, 384] upon an Act past at Nevis in February, 170$\frac{3}{4}$, for establishing of Courts &c., was agreed and ordered to be transcribed.

Trade.
Sir William Hodges. Passes for Spanish ships.

Sir William Hodges attending, as he had promised the 18th instant [*fo.* 279], he acquainted their lordships that he had consulted the most considerable Spanish merchants, in relation to the pass complained of by Monsieur Vryberg (mentioned in the minutes of the 16th instant), and that they were all of opinion that it would not be any prejudice to our trade that the word Holland be left out of the said passes, and that they had therefore no objection why the said passes might not be limited to ports of Great Britain only.

Sir William Hodges then presented to their lordships the extracts of several letters from the Havana, giving an account of Monsieur Du Cass's squadron, and of their trade in those parts, as also extracts of letters from Cadiz, giving an account of the great scarcity of corn in Andaluzia, and those parts of Spain &c., which were read. He further communicated to their lordships an abstract of a new regulation made by the Duke of Anjou [*fo.* 286] for carrying on their trade to the West Indies.

August 26. Present :—Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

New England.
Letter from the Board of Ordnance about stores sent to New Hampshire.

A letter from the Officers of Ordnance of the 24th instant [*fo.* 279, 302], in answer to one writ them the 17th instant, inclosing an account of powder and other ordnance stores sent to New Hampshire the 30th of July, 1692, was read.

Bermuda.
Letter from Col. Bennet.

A letter from Colonel Bennet, Governor of Bermuda, dated the 12th of June, 1708, was read ; and the papers therein referr'd to were laid before the Board, and are as follows, vizt. :

Papers of publick proceedings.

List of the present counsellors in Bermuda, together with a list of persons' names to supply vacancies.

Account of ordnance and shot in Bermuda.

Affidavit of Mr. Davis, relating to the rents and profits belonging to Mr. Jones, and clearing Colonel Bennet from having received any part thereof.

Affidavit of Colonel Penniston, declaring that he never set his hand to any paper relating to the good behaviour of Mr. Jones.

Tryal of Mr. Dunscomb at a Court of Quarter Sessions, the 18th of July, 1706, for abusing Doctor Holland.

Captain Jones his account of powder money received by him, from the 27th of January, 170$\frac{4}{5}$, to the 30th of August, 1706.

Mr. Jones's accounts of mony received and paid by him in 1705 and 1706, in Bermuda.

The Treasurer's account of cash received from the tenants on all her Majesty's lands in Bermuda, with such disbursments as are appropriated thereto, from 24th June, 1701, to the 24th June, 1703.

The Treasurer's account of cash received and disbursed, pursuant to three Acts for subsidies &c., from the 3rd of July, 1701, to the 23rd July following.

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Deputy Provost Marshall's account of receipts and disbursments of her Majesty's lands in Bermuda, from the 25th December, 1706, to the first of March, 170$\frac{7}{8}$.

The Treasurer's account of cash, received pursuant to an Act for a subsidy on all liquors for the support of the Government from the 3rd July, 1701, to the 24th June, 1704.

Naval officers' list of ships from 1st October, 1705, to the 4th April, 1706.

Naval officers' list of ships from the 1st October, 1705, to the 3rd January, 170$\frac{5}{6}$.

Minutes of the Assembly of Bermuda, from the 12th February, 170$\frac{5}{8}$, to the 2nd March, 170$\frac{7}{8}$.

An Act for the raising a sum of money for the encouragement of persons to go to the kingdom of England, and defraying the expences of the same, to manage some emergent affairs of those her Majesty's islands.

Additional clauses to an Act entituled an Act for raising a sum of money for the encouragement of persons to go to the kingdom of England, and defraying the expences of the same, to manage some emergent affairs of these her Majesty's islands.

Which letter and papers their lordships agreed to take into consideration at their next meeting.

October 25. Present :—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney.

Trade.
Mr. Vryberg's memoriall against a pass granted the San Antonia *under consideration.*

Their lordships took into consideration the letter from Mr. Secretary Boyle of the 11th of August last [*fo.* 276], read the 16th ditto, referring to the Board a memorial from Monsieur Vriberg to her Majesty, complaining of a pass granted the ship *San Antonia* of Bilboa &c., and inclosing several papers relating thereunto, which were read ; as also the two following papers communicated to the Board from Mr. Secretary Boyle, vizt. :

Two placaerts of the States touching navigation.

And commerce with the enemy.

A translation of a placaert of the States General, touching the navigation of Dutch privateers &c., dated the 28th July, 1705.

A translation of another placaert of the States General, relating to contraband goods and to commerce with the enemy, dated the 28th July, 1705.

Owners of the said ship to attend.

Whereupon ordered [*fo.* 308] that Mr. Edward Lloyd, with others, owners and freighters of the said ship *San Antonia* have notice to attend the Board on Thursday morning next.

New Jersey.
Order of Council for restoring Mr. Morris in the Council.

Copy of an Order of Council of the 18th of August last, upon the letter to the Earl of Sunderland of the first of July foregoing [*fo.* 227], relating to Mr. Morris's being restored to his place in the Councill of New Jersey, was read.

Virginia.
Order of Council appointing Mr. Bird of the Council.

Copy of a second Order of Councill of the same date, upon a representation of the 16th ditto [*fo.* 276], for constituting Mr. Bird a member of the Council of Virginia, approving the said representation, and directing the Earl of Sunderland to prepare a warrant

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for her Majesty's signature, for constituting the said Bird a member of the said Council accordingly, was read.

Barbadoes.
Order of Council approving a representation touching Mr. Skeen being guilty of bribery.

Copy of a third Order of Council of the same date, upon a representation of the 8th of July foregoing [*fo.* 240, 387], relating to the complaints against Mr. Skeen, secretary of Barbadoes, approving the said representation &c., was read.

Jamaica.
Order of Council approving Mr. Peeke to be of the Council.

Copy of a fourth Order of Councill of the same date, upon a representation of the 29th of April foregoing [*fo.* 128], proposing Mr. Peck to be a member of Councill in Jamaica, approving the said representation, and directing the Earl of Sunderland to prepare a warrant for her Majesty's signature for constituting the said Peck a member of the said Council accordingly, was read.

Jamaica.
Order of Council approving an instruction to Brigadier Handasyd about escheats.

Copy of a fifth Order of Council of the same date, upon a letter of the 30th of July foregoing to the Earl of Sunderland [*fo.* 260], with the draught of an additional instruction to Brigadier Handasyd, Governor of Jamaica, relating to escheats, approving the said instruction, and directing the Earl of Sunderland to prepare the same for her Majesty's signature, was read.

Order of Council approving Mr. Mumby to be of the Council.

Copy of a sixth Order of Councill of the 20th September, 1708, upon a representation of the 23rd of August foregoing [*fo.* 285], proposing Mr. Mumby to be of the Councill of Jamaica, approving the same and directing the Earl of Sunderland to prepare a warrant for her Majesty's signature, for constituting the said Mumby a member of the said Councill accordingly, was read.

Barbadoes.
Order of Council approving Mr. Hallet to be of the Council.

Copy of an Order of Councill of the same date, upon a representation of the 23rd of August foregoing [*fo.* 285], proposing Mr. Hallet to be a member of Councill in Barbadoes, approving the said representation, and directing the Earl of Sunderland to prepare a warrant for her Majesty's signature, constituting him a member of the said Council accordingly, was read.

Trade.
Barbadoes.
Referrence from the Earl of Sunderland on Mr. Pindar's petition for opening a traffick with negroes between Barbadoes and New Spain &c. and desiring four passes.
Letter to Mr. Solicitor General thereupon.

A letter from the Earl of Sunderland of the 14th of the last month, referring to the Board the petition of Mr. Pindar [*fo.* 319], proposing the opening a traffick for negroes between Barbadoes and New Spain, and praying for the grant of four passes for Spanish ships to be employed in that service, was read; whereupon ordered that a letter be writ to Mr. Eyre, her Majesty's Solicitor General, for his opinion, whether the granting passes for Spanish ships to come to Barbadoes be not contrary to the Act of the 12th of King Charles the 2[n]d, entituled *An Act for the encouraging and increasing of shipping and navigation.*

Miscellanies.
Incidents.

The accounts of incident charges of this office, from Midsummer, 1708, to Michaelmas following, were laid before the Board, and are as follows, vizt.:

	l.	*s.*	*d.*
The secretary's account of petty expences, amounting to	26	0	10
The stationer's account, amounting to	21	5	0
The Post Officer's account, amounting to.. ..	136	15	5
Mr. Clark's account for wood and coles, amounting to	37	4	9
Amounting in the whole	221	6	0

1708.
Letter to the Earl of Godolphin with accounts of incidents.

Letter to the Lord High Treasurer to desire the payment thereof, as also of the salary due to the secretary and the other officers in the service of this Commission for the same time, was signed.

Jamaica.
Letter from the Earl of Sunderland about the Council of Jamaica. Answer.

A letter from the Earl of Sunderland of the 20th of the last month, referring the memorial of Mr. Oldfield [*fo.* 301], praying to be made a member of the Councill of Jamaica, was read; whereupon ordered that a state of the present Councill of that island be laid before the Board to-morrow morning.

Trade.
Referrence from Mr. Boyle relating to an Irish ship carrying barley from Rochelle to Lisbon.

A letter from Mr. Secretary Boyle, of the 3rd of September last, referring the extract of a letter from the Earl of Galway, her Majesty's Ambassador at Portugal, about an Irish ship carrying barley from Rochell to Lisbon, together with other papers relating thereto, was read.

Letter to be prepared to the Earl of Sunderland thereupon.

Whereupon ordered that the draught of a letter to the Earl of Sunderland be prepared [*fo.* 300], to desire to know what security was given to the Custome House officer at the port of Dublin, from whence the aforesaid ship sailed.

Trade.
Letter to Mr. Attorny General upon the aforesaid referrence.

Further ordered that a letter be writ to Mr. Attorney General [*fo.* 335], inclosing a copy of the aforesaid extract of the Earl of Galway's letter, and desiring his opinion, whether her Majesty's subjects, trading between Rochell and Lisbon, have not incurred the penalty of the Acts past in the 3rd and 4th year of her Majesty's reign, entituled *An Act for prohibiting all trade and commerce with France*, and *An Act to prevent all traiterous correspondence with her Majesty's enemies.*

Barbadoes.
Copy of Mr. Samuel Cox's patent for naval officer.

Mr. Charles Cox communicated to the Board an attested copy of a patent [*fo.* 178] from the late King William to Mr. Samuel Cox (his brother), constituting him naval officer in Barbadoes, which copy he promised their lordships the 10th of June last, when he was at the Board.

October 26. Present:—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney.

New England.
Letter from Mr. Savage for copies of papers about Mr. Partridge's carrying ship timber to Portugal.

A letter from Mr. Savage of the 26th of August last, desiring copies of several papers in this office relating to Mr. Partridge's having exported ship timber &c. from New England to Portugal, for the information of the Commissioners of the Customes, was read; whereupon ordered that copies of the said papers be sent him accordingly.

Trade.
Letter to the Earl of Sunderland. Irish ships carrying barley from Rochelle to Lisbon.

A letter to the Earl of Sunderland [*fo.* 299], relating to an Irish ship's carrying barley from Rochelle to Lisbon &c., as directed in yesterday's minutes, was signed.

Barbadoes.
Letter from Mr. Cox desiring to withdraw the reference on his petition in behalf of his brother.

A letter from Mr. Charles Cox, of the 9th of September [*fo.* 46], praying that he may withdraw the reference on his petition to her Majesty (read the 4th of February, $170\frac{7}{8}$), in behalf of his brother Samuel Cox, naval officer of Barbadoes, relating to the said place &c., was read; and their lordships agreed that he may withdraw the same accordingly.

Jamaica.

A letter to the Earl of Sunderland, in answer to one from his lordship of the 20th of the last month [*fo.* 298], acquainting his

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lordship that the Council of Jamaica is at present full, and that Mr. Francis Oldfeild does stand the first upon the list of persons' names to supply vacancies in the said Council, was signed.

Letter to the Earl of Sunderland. Oldfeild's memorial to be of the Council.

A letter from Mr. Savage, of the 26th of August last, signifying that the Commissioners of the Customes have appointed Mr. Archbold Cummings, an officer in Newfoundland, to prevent illegal trade there &c., was read.

Newfoundland. *Letter from Mr. Savage. Officer to prevent illegal trade there.*

A letter from the Lord Baltimore, of the 9th instant, to the secretary, desiring that their lordships will grant him a hearing by Councill upon Mr. Solicitor General's report upon two Acts past in Maryland in 1707 [*fo.* 62] (mentioned in the minutes of the 20th of February, 170⅞), was read; whereupon ordered [*fo.* 314] that his lordship be acquainted that the Board have agreed thereto, and that what he may have to offer touching the said Acts be heard on Monday morning, the 8th day of November next.

Maryland. *Letter from Lord Baltemore. Hearing upon two Acts.*

Ordered that Colonel Blakiston have notice to attend the said hearing [*fo.* 313], and that Sir James Montague, her Majesty's Attorny General, be acquainted therewith, that he may be present, if he think fit.

Col. Blakiston to attend and Mr. Attorny General acquainted therewith.

The Hambrough Company having notified that they are ready to lay several papers before their lordships [*fo.* 285, 310] in relation to convoys for Bremen ships; ordered that they have notice to attend the Board on Thursday next.

Trade. *Hamburgh Company to attend about convoys to Bremen.*

Letter from the Board of Ordnance of the 21st instant [*fo.* 290], inclosing an account of Ordnance stores sent to New Hampshire in July, 1692, was again read.

New Hampshire. *Letter from the Board of Ordnance. Stores sent in 1692.*

Colonel Romer's report, in answer to a letter writ him the 17th of August, 1708 [*fo.* 278], for his opinion upon the list of stores of war demanded for New Hampshire, was read; and the draught of a representation thereupon was agreed [*fo.* 311], and ordered to be transcribed.

Col. Romer's report about stores for New Hampshire.

Representation thereupon.

October 27. Present:—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney.

A letter from Mr. Crow, Governor of Barbadoes, dated the 27th of June, 1708, was read, and the papers therein referr'd to were laid before the Board as follows, vizt.:

Barbadoes. *Letter from Mr. Crow.*

Papers therein referr'd to.

Copy of an address from the Grand Inquest of Barbadoes to her Majesty, upon the late invasion of the French, upon the Northern parts of Great Britain, together with a copy of the said Inquest's presentment to Mr. Crow relating to the carefull administration of the government of the said island.

Naval officers' list of ships from the 25th of March, 1708, to the 24th of June, 1708 inclusive.

Another letter from Mr. Crow to the secretary, dated the 3rd of July, 1708, was likewise read, and directions given for preparing answers thereunto.

Letter from Mr. Crow to the secretary.

A letter from Mr. Lowndes, referring to the Board, by order of my Lord High Treasurer, the petition of Melchior Gilles [*fo.* 309], one of the poor Lutherans, to her Majesty, praying that he may not be obliged to go to New York with the other Lutherans till

New York. *Letter from Mr. Lowndes on the petition of Melchior Gilles, one of the poor Lutherans bound for New York.*

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his wife, who is under cure for a cancer in her breast, shall be well, and that the allowance he has hitherto had, may be continued till his departure for the said province, was read; whereupon ordered that the said Gilles have notice to attend the Board on Wednesday next.

Gilles summon'd.

Leeward Islands.
Letter from Col. Parke. Bill about adjusting accounts.

A letter from Colonel Park, Governor of the Leeward Islands, dated at Nevis the 21st of June, 1708, together with a bill *to oblige the several inhabitants of that island to adjust and settle their accounts with their creditors for debts contracted before the late invasion of the French in the year* $170\frac{5}{6}$, were read; and, upon consideration of the said bill, ordered [*fo.* 318] that the merchants trading to those parts have notice to attend the Board on Tuesday, the 9th November next.

Merchants summon'd.

Another letter from Col. Parke.

A second letter from Colonel Park, dated at St. Christopher's the first of July, 1708, was read; whereupon ordered that on paragraph B relating to the officers of the regiments being absent from their post [*fo.* 320], Mr. Loggan, agent for the said regiment, have notice to attend the Board on Tuesday morning, the 9th of November next. And upon paragraph K in favour of Mr. Rhodes [*fo.* 373], their lordships were satisfied with his character, and resolved to recommend him to the Earl of Sunderland, as occasion shal offer.

Mr. Loggan summon'd about officers of the regiments absence. Mr. Rhodes to be recommended to my Lord Sunderland.

Bermuda.
Order of Council on a petition of Mr. Jones with a charge against Col. Bennet.

Mr. Jones attending [*fo.* 333], presented to their lordships an Order of Councill of the 18th of August last, referring to this Board a petition from the said Jones containing a charge against Colonel Bennet, Lieutenant Governor of Bermuda, which order was read; and their lordships agreed to take the petition, and other papers thereunto annex'd, into consideration on Wednesday morning next.

October 28. Present:—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney.

Leeward Islands.
Letter from Col. Parke.

A letter from Colonel Park, Governor of the Leeward Islands, dated at St. Christopher's the first of July, 1708 [*fo.* 317], signifying his having sworn Mr. Francis Phipps a member of the Councill of that island, in the room of Colonel Crisp, deceased, and praying that he may be confirmed, was read; and the following minutes, referr'd to therein, were laid before the Board, vizt.:

Minutes of Council in Assembly of St. Christophers.

Minutes of Councill in Assembly of St. Christopher's, from the 30th of August, 1706, to the 29th of June, 1708.

Second letter from Col. Park.

A second letter from Colonel Park, dated at Nevis the 1st of July, 1708, was read, and the minutes therein referr'd to be (*sic*) laid before the Board as follows, vizt.:

Minutes of Council in Assembly of Nevis.

Minutes of Councill in Assembly of Nevis, from the 11th of December, 1707, to the first of June, 1708.

Third letter from Col. Parke.

A third letter from Colonel Park, dated at St. Christopher's the 7th of July, 1708, was read; and the papers therein referr'd to laid before the Board, as follows, vizt.:

Papers therein referr'd to.

An address from the Governor, Lieutenant Governor, Councill, and Assembly of St. Christopher's to her Majesty [*fo.* 308],

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upon the intended invasion of the French on the northern parts of Great Britain.

Account of imports to St. Christopher's from the 25th December, 1707, to the 25th of June, 1708.

Account of exports from St. Christopher's for the same time.

Whereupon directions were given for preparing answers to the said letters; and a letter to the Earl of Sunderland, inclosing the foresaid address [*fo.* 307], was signed.

Letter to the Earl of Sunderland with the address from St. Christopher's.

Jamaica.

A letter from Brigadier Handasyd, Governor of Jamaica, dated the 20th of July, 1708, was read; and the papers therein referr'd to were laid before the Board, and are as follows, vizt.:

Letter from Brigadier Handasyd.

Papers therein referr'd to.

List of the patent officers and annual value of each office.

List of the galleons and merchants' ships attack'd by Commodore Wager the 28th of May, 1708.

Account of Commodore Wager's engagement with the Spanish galleons on the 28th of May, 1708.

Trade.

Mr. Lloyd (of Lumbard Street, Coffee man) attending according to appointment [*fo.* 294], and being ask'd several questions in relation to the ship *Antonia* of Bilboa, mentioned in Monsieur Vryberg's memorial, which was read the 25th instant, he said that he was imployed in getting the pass for that ship by Mr. Tight, a merchant here, but that the owners and freighters of that ship lived at Bilboa, and he promised to bring Mr. Tight [*fo.* 315] or some other Spanish merchants, who have had passes of the like nature, to their lordships on Wednesday morning next.

Mr. Lloyd about a pass given the ship San Antonio *of Bilboa.*

New York.

Melchior Gilles, one of the poor Lutherans attending [*fo.* 304; N. *fo.* 68], and being asked in what condition his wife was with relation to the cancer in her breast, and how long he thought it might be before she should be cured of it, he said that she was in a fair way of recovery, and did beleive she would be cured in three or four months' time, that he had four in family, vizt., himself, his wife and two children, and therefore prayed that they might continue to partake of her Majesty's bounty as hitherto he had done, till the time above mention'd, and that they should be transported to New York; whereupon ordered that a letter be writ to Mr. Lowndes, with the opinion of the Board that the same may be continued accordingly.

Melchior Gilles, one of the Lutherans bound to New York, about his petition.

Letter to Mr. Lowndes thereupon.

Trade.

Mr. Ward, Governor of the Hamburg Company, attending [*fo.* 146, 302], presented to their lordships the Company's answer to the queries sent them the 20th of May last, touching their trade, and to convoys for Bremen ships, which was read.

Hamburgh Company's answer to queries about their trade and convoys to Bremen.

They further presented to their lordships the answer of the Master and Wardens of the Shippers Company in Hamburg to the first and second queries above-mention'd, and also an extract of a letter from Captain Riddel, of the *Falmouth*, dated in Ouzley Bay the 16th of June, 1708, together with the copy of a letter sent from Bremen, directed to the Captain Commander of the two English men-of-war at Hamburgh, dated the 3rd of June, 1708, and an answer thereto the 4th of the same month, which answers and letters their lordships agreed to take into consideration on Wednesday next.

Several other papers on the same subject.

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November 8. Present :—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

New Hampshire.
Representation upon several addresses and memorials.
State of the Province.
Mr. Allen's claim &c.

A representation upon the addresses of the Councill and Assembly of New Hampshire [*fo.* 303, 383], for a supply of small arms and ammunition, and relating to Mr. Allen's claim, and upon two memorials from their agent, Mr. Vaughan [*fo.* 404], containing an account of the present state of the said province, and of ordnance and stores said to be wanting for the security of the same, was signed.

Virginia.
Leeward Islands.
Letter from the Earl of Sunderland with extracts of letters from Col. Jenings, Col. Parke.
Indian trade in South Carolina.
Trade from Ireland and Barbadoes to Martinico.

A letter from the Earl of Sunderland of the 2nd instant, inclosing the extract of a letter of the 24th of June, from Mr. Jenings, President of the Councill of Virginia [*fo.* 312], touching the attempts, made by the Government of South Carolina, to disturb their Indian trading with the West Indies &c. Also an extract of a letter from Colonel Park, dated the first of July last [*fo.* 324], complaining of the trade carried on from Ireland and Barbadoes to Martinico, was read.

Virginia.
Letter from Col. Jenings.

A letter from Colonel Jenings, President of the Councill of Virginia dated the 24th of June, 1708 [*fo.* 311], was read, and the papers therein referr'd to were laid before the Board, and are as follows, vizt. :

Papers therein referrd to.

A list of the patents of land in Virginia, which have been prepared, and lye for signing.

Abstract of the minutes of Councill of Virginia from the 15th of October, 1706, to the 30th of April, 1708.

Copy of the minutes of Councill of Virginia from the 25th of September, 1680, to the 22nd April, 1707, relating to the bounds between that colony and the province of Carolina.

Extract of the said letter about a murder to be sent the Earl of Sunderland.

Another about goods seized in South Carolina to the Lords Proprietors.

Whereupon ordered that paragraph L of the said letter, relating to a murder committed in New Kent County [*fo.* 324], be sent to the Earl of Sunderland, and that at the same time their lordships do acknowledge the aforesaid letter from the Earl of Sunderland; that paragraph M, touching divers goods seized by the Government of South Carolina [*fo.* 325; N. *fo.* 212], be sent to the Lords Proprietors of the said province for their information and answer thereto; and that paragraph R of the said letter, relating to Blackwater and Pamunkey Neck Land, be taken into consideration to-morrow morning. Further ordered [*fo.* 329] that upon paragraph X, concerning the low price of tobacco, and the inhabitants turning their hands to the linnen and woollen manufacture in Virginia, the merchants trading thither have notice to attend the Board on Thursday morning next.

Merchants summon'd.

Maryland.
Col. Blakiston about two Acts.

Colonel Blakiston (agent of Maryland) attending [*fo.* 302], and being asked if he had any instructions from that province for to appear in behalf of the two following laws past in Maryland in 1707, to which the Lord Baltimore had made objections, he said that he had not, and that as to the law giving power to the farmer of his lordship &c., he thought it very unreasonable.

Maryland.
Hearing of the Lord Baltimore's objections against the said Acts.

The Lord Baltimore, with his counsell, Sir Simon Harcourt, attending, according to appointment, in relation to the two Acts past in Maryland in 1707 [*fo.* 302], entituled *An Act giving power*

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to farmers of the Lord Baltimore's rents to recover the arrear thereof after expiration of their lease. An Act requiring the agent of the Lord Baltimore to certify into the secretary's office the instructions and conditions of plantations, with the fees by them demanded, and obliging his lordship's deputy surveyors to qualify themselves according to law, the memorial from his lordship containing his objections against the said Acts (mentioned in the minutes of the 20th of February, 170$\frac{7}{8}$), was again read; with Mr. Solicitor General's report on the same; whereupon Sir Simon Harcourt made divers objections to the said Acts, which in substance were the same as those contained in his lordship's foresaid memorial, concluding that if either of the said Acts should be confirm'd by her Majesty, it would not only be very prejudicial to the interest of the Lord Baltimore, but of ill consequence to the publick, and therefore desired that the said Acts might be repealed; whereupon their lordships gave directions [*fo.* 339] for preparing the draught of a representation for repealing the first of the said Acts; and also that the draught of a letter to Colonel Seymour be prepared, to transmit to him a copy of his lordship's forementioned objections to the 2nd Act, and to require his observations thereupon, with the reasons that induced the Assembly to pass such a law; and that till their lordships shall receive his answer their lordships intend to defer making any report on the said Act.

Representation for repealing one Act.

Letter to Col. Seymour upon the other.

Trade.

Mr. Lloyd and Mr. Tight about a pass granted the ship Antonio *of Bilboa &c.*

Mr. Lloyd (coffeeman in Lombard Street) and Mr. Tight, merchant, attending [*fo.* 309], as they had been appointed, and Mr. Tight being acquainted with the reference from Mr. Secretary Boyle (mentioned in the minutes of the 16th of August), relating to the pass granted the *St. Antonia* of Bilboa, he said that he did obtain the said pass a year since, and sent the same over to the persons therein concerned, but that, it not arriving in time, the said ship, then designed for England, was loaded with other goods than at first intended, and made her voyage to Holland; that the said ship did belong to Spaniards; that the persons for whom the said pass was obtained were obliged to load their own effects aboard another ship.

Then being asked whether he had known that at any time the subjects of the States of Holland could bring goods of the growth of Spain not prohibited into England on board Spanish ships, he said that he did beleive they might have done it. He added that he would write to his correspondents for a particular account of the said ship, and to know whether the effects put on board did belong to the subjects of Holland or not, and lay the same before their lordships so soon as he should receive an answer. Whereupon their lordships gave directions [*fo.* 333] for finishing the draught of a report thereupon.

Plantations General.

Vetch.

Their lordships agreed to take the memorial of Captain Vetch into consideration [*fo.* 275, 334] on Monday, the 15th instant.

November 9. Present:—Earl of Stamford, Mr. Pulteney, Mr. Monckton.

Leeward Islands.

Col. Jory.

Colonel Jory, agent for Nevis, attending according to appointment, and being ask'd the character of Colonel William Byam, sworn

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Counsellors for Antigua and St. Christophers.

a member of her Majesty's Councill in Antego by Colonel Park, and also the character of Mr. Francis Phips, sworn into the Council of St. Christopher's [*fo.* 306, 336], he said that he was not acquainted with Colonel Byam, that Mr. Francis Phips was a young man about 25 years of age, had a very good character, was in a thriving way, and was related to Counsellor Phips. Whereupon their lordships agreed to propose the said Francis Phips to her Majesty to be of the said Council of St. Christopher's accordingly.

Nevis.

Mr. Duport and other merchants about the Bill relating to the adjusting accounts &c.

Mr. Duport, Mr. Pindar and other merchants trading to the Leeward Islands, attending, as they had been desired [*fo.* 305], the Bill transmitted by Colonel Park from Nevis, *to oblige the several inhabitants of that island, who shall refuse to adjust and settle their accounts with their creditors for debts contracted before the late invasion of the French in the year* $170\frac{5}{6}$, was read; whereupon they said that they had received a letter, dated at Nevis the 28th of June, 1708, from several of their correspondents in that island, together with the copy of the said Bill [*fo.* 339], and other proceedings relating to the opposition that had been made against passing the same; which letter and proceedings they presented to their lordships, as also the copy of another bill from the same island, *for the stopping the further proceedings of the Courts of Queen's Bench, Common Pleas, and Exchequer, and for settling a Court Merchant &c.* They added in discourse that there was no distinction made for such as were, or were not, able to pay their debts; that considerable debts had been contracted there since the hurricane, and ought to be paid, and not put upon the same foot with those contracted before, and that the nature of the first mentioned Bill was such, that, if it should be confirmed here, it would prove of dangerous consequence as well to the island of Nevis as to the merchants in general, and that therefore they hoped the said Bill would not be past into a law. Upon which they were acquainted that their lordships would take the said Bill, as also the aforesaid papers left by them, into consideration as soon as possible.

Letter and copy of proceedings relating to the said Bill.

Copy of another Bill about proceedings of Courts.

Barbadoes. Trade.

Mr. Pindar about his petition for passes for four Spanish ships.

The aforesaid Mr. Pindar also attending in relation to his petition [*fo.* 297, 349], praying for passes for four Spanish ships, the same was again read, as was likewise the clause in the Act of Navigation, whereby it appears, *that no goods or commodities whatsoever may be imported into or exported out of any of her Majesty's plantations in Asia, Africa, or America, in any ships or vessells, but such as do truly belong to the subjects of this kingdom or of Ireland &c.*; And he was acquainted that it was also the opinion of Mr. Solicitor General that the granting such passes would be illegal, and directly contrary to the said Act of Navigation; whereupon he said he would wave his desire for having the said passes for Spanish ships, and did therefore pray the same might be granted for such other ships as may trade to the plantations, as directed by the Act of Navigation. He was then told that, so soon as their lordships should have spoken with Mr. Gilligan touching these matters, they wou'd proceed to report the same to her Majesty; upon which Mr. Pindar promised to wait on their lordships with the said Gilligan some day next week.

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Leeward Islands.

Mr. Loggan about absence of officers from the regiment in the Leeward Islands.

Mr. Loggan attending [*fo.* 305], paragraph B of Colonel Park's letter of the 1st of July last, complaining that most of the officers belonging to the regiment there are absent from their posts, and that the said regiment are ill paid, was read ; and thereupon being asked if he was agent to the said regiment, he said that he was not, that he did only negotiate matters for the officers and recruits here, and pay them their subsistance. He said that, as to the absence of the officers, Major Aldy had been here a long time, and stayed on a pretence of adjusting the officers of the said regiment's accounts, though the said Loggan had not heard of any step made by the said Aldy therein. That two of the officers who had been here for raising recruits, went lately with twelve recruits from hence to Bristoll, where they are to embark for the Leeward Islands. That there are two more here, Lieutenant Atkins and Mr. Holland, the first of which is ill, having hurt himself by a fall, the other has got twelve recruits more, which with the former are to be made up 30, and are to follow the others as soon as possible. He added that there are two officers more belonging to the said regiment, who are under age, vizt., Mackenzy and Jones ; then being asked if he knew who was agent to the said regiment, he said he did not know. Whereupon ordered that Mr. Thurston, who was formerly agent to the said regiment, have notice to attend the Board to-morrow morning.

Mr. Thurston summon'd.

Trade.

Convoys for Bremen ships.

Then their lordships took into consideration the letter from Mr. Secretary Boyle of the 14th of May, 1708 [*fo.* 143, 325], relating to convoys being appointed for Bremen ships (mentioned in the minutes of the 18th of the said month), together with the following papers, vizt. :

Papers relating thereto.

Extract of a letter from Mr. Wich, her Majesty's resident at Hamburgh, to Mr. Secretary Boyle, dated May 15th, 1708.

Copy of a letter from the secretary of the English Company at Hamburgh to Mr. Wich, her Majesty's resident there, dated 15th May, 1708.

Copy of a letter from Mr. Secretary Boyle to the Prince's Council, dated 3rd March, 170$\frac{7}{8}$.

Translation of a letter from the city of Bremen, dated 15th December, 1707.

Copy of a letter from Mr. Secretary Boyle to Baron Schutz, Envoy Extraordinary from the Elector of Hanover, dated 8th April, 1708.

Copy of a letter from Mr. Burchet, secretary to the Lord High Admiral, to Mr. Boyle, dated the 7th April, 1708.

Copy of her Majesty's answer to the city of Bremen, dated the 25th April, 1706.

Letter from Mr. Gore, Treasurer of the Hamburgh Company, in answer to that writ him yesterday, relating to convoys for the ships of Bremen. Dated 18th May, 1708.

Letter to Mr. Gore, Treasurer to the Hamburgh Company, with several queries for their answers, dated the 20th May, 1708.

The answer of the Master and Wardens of the Shippers Company in Hamburgh, to the first and second queries sent the Hamburgh Company. Dated the 20th May last.

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Extract of a letter from Captain Riddel of the *Falmouth*, dated in Ouzley Bay the 16th of June, 1708, together with the copy of a letter sent from Bremen to Hamburgh &c. And an answer thereto, dated June the 4th, 1708.

The answer of the Hamburgh Company to the queries sent them the 20th of May last, touching their trade and convoys for Bremen ships &c.

And all the said papers were read, except the last, which their lordships agreed to enter upon to-morrow morning.

Virginia. Leeward Islands. *Letter to the Earl of Sunderland with extract of one from Col. Jennings.* **Trade.** *Col. Parke's complaint of trade from Ireland &c. to Martinico.*

A letter to the Earl of Sunderland, inclosing the extract of a letter from Colonel Jennings [*fo.* 312], relating to the murder committed in Kent County in Virginia; as also the copy of a letter from this Board to his lordship, of the 26th of October last, upon what Colonel Park writes [*fo.* 312], touching the trade from Ireland to Martinico, as directed in yesterday's minutes, was signed.

November 10. Present:—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Virginia. Carolina. *Letter to the Lords Proprietors upon Col. Jennings's complaint about trade with the Western Indians.*

A letter to the Lords Proprietors of Carolina, upon what Colonel Jennings writes in his letter of the 24th of June last [*fo.* 313, 367, 424], touching the Government of South Carolina's having seized divers goods which the Indian traders of Virginia were carrying to the Western Indians &c., and desiring to know whether the same has been done by virtue of any orders from their lordships, was signed.

Trade. *Hamburgh Company's answer to queries about their trade and convoys to Bremen. Representation thereupon.*

The answer of the Hamburgh Company to the queries sent them the 20th of May last [*fo.* 322, 334], touching their trade and convoys for Bremen ships &c., mentioned in yesterday's minutes, was again read, and directions given for preparing the draught of a representation thereupon.

Leeward Islands. *Mr. Thurston about the pay and recruits for the regiment there.*

Mr. Thurston, formerly agent for the regiment in the Leeward Islands, attending in relation to the pay of the said regiment, and being asked to what time all the officers and soldiers had been paid, he said till Michaelmas, 1707, and no further; that it was not a neglect in the agent, the said regiment was not more regularly paid, but proceeded rather from the quarrels and divisions among the officers, who neglect to send over muster rolls, and that, when they do send any, they are so imperfect that the pay master of the forces here will not take any notice of them.

He further said that 300 men had been sent to the Leeward Islands from Ireland, that 148 of Colonel Whetham's men in the said islands had been added to those 300, that 51 recruits had been sent some time since, and that with the recruits now about to go thither, he did beleive the said regiment would be compleat; whereupon their lordships gave directions for preparing the draught of a letter to the Earl of Sunderland [*fo.* 334], to acquaint his lordship with the complaints made by Colonel Park, relating to the officers being absent from their posts in the Leeward Islands, and to the ill payment of the soldiers there &c., together with what had been said by Mr. Loggan and Mr. Thurston thereupon.

Letter to the Earl of Sunderland thereupon and on Col. Park's complaint.

1708.

A letter from Colonel Seymour, Governor of Maryland, dated the 23rd of June, 1708, was read, and thereupon ordered that paragraph M of the said letter, proposing a method for preventing illegal trade in that province, be sent to Mr. Savage, for the information of the Commissioners of her Majesty's Customes, and that the Act for the encouragement of learning [*fo.* 328], mentioned in paragraph W of the said letter be laid before the Board to-morrow morning.

Maryland. *Letter from Col. Seymour. Extract about preventing illegal trade to be sent Mr. Savage. Act for the encouragement of learning.*

Their lordships being acquainted that Sir Thomas Lawrence desired to have copies of such paragraphs in the aforesaid letter, as might concern him in relation to the ordinary licences &c., their lordships gave directions that copies of paragraphs Y and Ee be accordingly given him.

Extracts of the said letter about ordinary licences given Sir T. Lawrence.

A letter from Colonel Dudley, Governor of New England, dated the 27th May, 1708 [N. *fo.* 45], together with a list of counsellors' names to supply vacancies in the Council of New Hampshire, were read.

New England. *Letter from Col. Dudley.* **New Hampshire.** *Persons to supply vacancies in the Council of New Hampshire.*

A second letter from Colonel Dudley to the secretary, dated the 10th of June, 1708, was read, and the copy of an Act past in New Hampshire the 14th of June, 1708, referr'd to in the said letter, was laid before the Board, the title whereof is as follows: *An Act for the better preservation of all mast trees, or white pine trees, within her Majesty's province of New Hampshire.*

Letter from Col. Dudley to the secretary.

Act for preserving mast trees &c.

A third letter from Colonel Dudley, of the 7th of August, 1708, acknowledging the receipt of the Board's letter of the 7th of May, 1707, about the Union, as also the receipt of two other letters, the one relating to the President's taking upon him the Government on the death or absence of the Governour, the other dated in November, 1707, about attendance of counsellors, was read.

New England. *Letter from Col. Dudley.*

November 11. Present:—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

An Act past in Maryland in 1694, entituled *An Act for the incouragement of learning and the advancement of the natives of this province* [*fo.* 326], mentioned in yesterday's minutes, was read; and directions given that, in the next letter to Colonel Seymour, he be acquainted that their lordships having considered the same did not think fit to propose the confirmation thereof to her Majesty, by reason of the mistake in the last clause of the said Act; and that therefore he do move the Assembly to pass another Act of the like tenour, taking care to rectify the error in the said clause, and that he do transmit the same hither, by the first conveyance, for her Majesty's approbation.

Maryland. *Act for incouragement of learning.*

Directions to Col. Seymour thereupon.

A letter from Mr. Usher, Lieutenant Governor of New Hampshire, of the 16th of June, 1708, relating to Colonel Dudley's having put the fort in a posture of defence, and to the Assembly's having appointed Mr. Vaughan their agent to represent the affairs of that province to her Majesty [*fo.* 278], with minutes of Council relating thereto, was read.

New Hampshire. *Letter from Mr. Usher.*

Minutes of Council.

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Virginia.
Merchants relating to the tobacco trade and the advance of woollen manufactures &c. in that colony.

Mr. Micajah Perry, Mr. Milner, and other Virginia merchants attending, paragraph X [*fo.* 313] of Colonel Jennings, the President of Virginia's letter of the 24th of June, 1708 (mentioned in the minutes of the 8th instant), touching the low price of tobacco there, and the necessity of the merchants continuing to supply that colony from hence with cloathing as the only effectual means for taking off the inhabitants from going on with the linnen and woollen manufacture, was read; whereupon they said that these evils were chiefly owing to the delay and obstruction the Virginia fleet had met with in August, 1707, when the said fleet should have sailed, having near 200,000*l.* value in cloathing and other necessary's of our manufactures for those parts; which, however, did not depart from hence till March, 170$\frac{7}{8}$, whereby the same did not arrive at Virginia before May or June following, so that the inhabitants and planters, for want of being timely supplied with these necessaries, were in a starving condition, and forced to turn their hands to the woollen manufacture, and that, so long as the high duty of 6$\frac{1}{3}$*d.* on tobacco here continued, they did not see how any stop could well be put to the people's further proceedings in that work.

Then being asked if they had not benefitted by her Majesty's Order in Councill, upon the representation of this Board, made in July, 1707 [L. *fo.* 288], relating to the tobacco trade, these gentlemen said that indeed as yet they had not been any great gainers by it, for that the Dutch had taken the advantage of the foremention'd delay, and had made agreements with foreign markets to furnish them with tobacco much cheaper than the English cou'd do; that we shall not be able to retrieve in many years the inconveniencies brought on the tobacco trade for want of fix'd and yearly convoys, and until the foreign markets shall be made sensible that we can furnish them with that commodity at as cheap rates as our neighbours. These gentlemen being further asked if they had not sold tobacco to her Majesty's Navy, since the making the late Act of Parliament, they said that they had sold some, and should, when the Navy wanted again, supply them therewith. Being then asked when they would send more goods &c. to Virginia, they said they did intend to do it at the return of the next fleet thither; but they feared that it wou'd be a long time before another would go. Whereupon ordered that, in the next letter to Colonel Jennings, he be acquainted with the substance of what the said merchants have said hereupon.

New York.
Letter from the Lord Cornbury.
List of the Council and persons to supply vacancies.

A letter from the Lord Cornbury, Governor of New York, dated the first of July, 1708, in answer to the Board's letter of the 7th of May, 1707, was read, and the list of the present Councill of that province, and of persons recommended to supply vacancies therein, was laid before the Board.

New Jersey.
Letter from the Lord Cornbury.
List of the Council and persons to supply vacancies.

Another letter from the Lord Cornbury, dated at New Jersey, the first of July, 1708, in answer to the Board's foresaid letter of the 7th of May, was read, and the list of the present Councill of that province, and of persons' names to supply vacancies in the said Councill, was laid before the Board.

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Whereupon their lordships, expecting to hear from the Lord Lovelace (successor to the Lord Cornbury) upon his arrival in New York, did not think it needfull to give any directions upon the said letters.

November 12. Present :—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Bermuda. *Mr. Jones's petition and articles against Col. Bennet.*

The petition of Mr. Jones, secretary and provost marshall of Bermuda [*fo.* 368], together with 87 articles of complaint against Colonel Bennet, Lieutenant Governor of the said island [*fo.* 306, 339] (mentioned in the minutes of the 27 of October last), were read; whereupon ordered that Sir John Bennet have copies of the said petition and articles, if he desire the same, for his answers thereunto. *To be communicated to Sir John Bennet.*

Trade. *Letter to Mr. Secretary Boyle with representation on Monsieur Vryberg's memorial. Pass to the ship* San Antonio.

A letter to Mr. Secretary Boyle, together with a representation upon the memorial of Monsieur Vriberg, Envoy Extraordinary from the States General [*fo.* 316, 405], complaining of a pass granted by her Majesty to the ship *San Antonia* of Bilboa, were signed.

Leeward Islands. *Letter to the Earl of Sunderland about the regiment there.*

A letter to the Earl of Sunderland upon the complaint made by Colonel Park [*fo.* 326], relating to the officers being absent from their respective posts in the Leeward Islands, and to the ill payment of the soldiers there, as directed the 10th instant, was signed.

November 15. Present :—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

New England. Plantations General. *Capt. Vetch's memorial.*

Their lordships took into consideration the memorial from Captain Vetch [*fo.* 316], mentioned in the minutes of the 8th instant, and made some progress therein, and Captain Vetch attending, he was called in, and after some discourse on the subject of his said memorial, he was desired to bring a supplement thereto [*fo.* 336], which he promised to do, and lay the same before their lordships on Wednesday morning next. *Supplement thereto.*

Trade. *Convoys for Bremen ships.*

The draught of a representation upon the reference from Mr. Secretary Boyle of the 14th of May, 1708 [*fo.* 325, 335], relating to convoys being appointed for Bremen ships, as directed the 10th instant, was agreed and ordered to be transcribed.

November 17. Present :—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

Trade. *Convoys to Bremen. Representation.*

A letter to Mr. Secretary Boyle [*fo.* 334, 405], together with a representation relating to convoys for Bremen ships, agreed at the last meeting, were signed.

Letter from Mr. Attorney General. Irish ship's carrying barley from Rochelle to Lisbon.

A letter from Mr. Attorney General, in answer to one writ him the 26th of October last [*fo.* 299, 353] upon the extract of a letter from the Earl of Galway, touching an Irish ship's carrying barley from Rochelle to Lisbonne &c., was read.

Antigua. *Mr. Cary. Character of Col. Byam to be of the Council.*

Mr. Richard Cary, agent for the Island of Antego, attending, as he had been desired, and being asked the character of Colonel William Byam, put into the Councill of the said island by Colonel Park, he said that he had no personal knowledge of the said Byam, but however he had heard that he was an ingenious man

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of a good estate, and well qualified to serve her Majesty in the said Councill. Whereupon ordered that the draught of a representation be prepared, proposing the said Byam to be of the said Council, and Mr. Phips, mentioned in the minutes of the 9th instant [*fo.* 317, 337], to be of the Council of St. Christopher's.

St. Christopher's. *Mr. Phips to be of the Council.*

Plantations General. New England. *Capt. Vetch's memorial. Supplement thereto.*

Their lordships proceeded in the consideration of Captain Vetche's memorial (mentioned in the minutes of the 15th instant), and made a further progress therein, and Captain Vetch attending, he presented to their lordships a supplement to the foresaid memorial [*fo.* 334], which was read, and directions given [*fo.* 342] for preparing the draught of a representation thereupon.

Representation thereupon.

November 19. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

Barbadoes. *Letter from Mr. Crow.*

A letter from Mr. Crow, Governor of Barbadoes, dated the 6th of September last, was read.

Letter from Mr. Sharpe, Walker and Beresford. Complaints against Mr. Crow. Representation thereupon.

A letter from Colonel Sharp, Mr. Alexander Walker, and Mr. Samuel Beresford, three of the members of her Majesty's Council of Barbadoes, dated the 3rd of September, 1708, together with their representation to Mr. Crow, complaining of his male administration &c., were read, and directions given [*fo.* 352] for preparing the draught of a representation thereupon.

Leeward Islands. *Representation. counsellors for St. Christopher's and Antigua.*

The draught of a representation [*fo.* 336, 338], proposing two new counsellors, one for St. Christopher's and one for Antigua, was agreed and ordered to be transcribed.

Leeward Islands. *Order on representation for four Counsellors for St. Christopher's.*

Copy of an Order of Councill of the 11th of July, 1708, upon a representation of the first ditto [*fo.* 228], proposing four new counsellors for St. Christopher's, approving the same, and directing the Earl of Sunderland to prepare a warrant for her Majesty's signature, for constituting and appointing them members of the said Council accordingly, was read.

Order on representation for four counsellors for Nevis.

Copy of another Order of Council of the same date, upon the same representation [*fo.* 228], proposing four counsellors for the Island of Nevis, approving the said representation, and directing the Earl of Sunderland to prepare a warrant for her Majesty's signature, for constituting and appointing them members of the said Councill accordingly, was read.

November 22. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

Leeward Islands. *Representation. Counsellors for Antigua and St. Christopher's.*

A representation [*fo.* 337, 401], proposing William Byam, esq., to be of the Council of Antigua, and Francis Phips, esq., to be of the Council of St. Christopher's, as agreed at the last meeting, was signed.

Letter from merchants of Nevis.

Their lordships taking into consideration the letter from several merchants at Nevis, to their correspondents in London, dated the 28th of June, relating to the proceedings of the Councill and Assembly there, on a Bill *to oblige the inhabitants to adjust their accounts* [*fo.* 318] (mentioned in the minutes of the 9th instant),

Bill about adjusting accounts.

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the same was read, and directions given [Leeward Islands, E. *fo.* 226], for writing to Colonel Park thereupon.

The draught of a representation for repealing an Act past in Maryland, 1707 [*fo.* 315, 341], entituled *An Act giving power to the farmers of the Lord Baltimore's rents, to recover the arrear thereof after expiration of their lease*, as directed the 8th instant, was agreed and ordered to be transcribed.

Maryland. *Representation on an Act impowering the farmers of Lord Baltimore's rents &c.*

Sir John Bennet and Mr. Nodin attending, Sir John Bennet presented to their lordships a paper [*fo.* 333], praying that he may be permitted to peruse several papers in this office, in order to his brother's vindication, against Mr. Jones's complaint, which was read; whereupon their lordships agreed [*fo.* 367] that he might have the perusal of such of the said papers, as related to the said charge.

Bermuda. *Sir John Bennet to peruse papers presented by Mr. Jones against the Lieutenant Governor.*

November 23. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton, Sir Charles Turner.

Mr. Micajah Perry attending, presented to their lordships two papers he had received from Colonel Park [*fo.* 129, 361], as an answer to the letter writ him by the Board the 30th of April last, upon a complaint of Mrs. Bowden, vizt. :

Leeward Islands. *Mr. Perry with two papers from Col. Parke answering Mrs. Bowden's complaint.*

> An agreement made between Colonel Park and Mrs. Mary Bowden for several negroes, oxen, cows, sheep and horses belonging to the said Bowden in St. Christopher's, to the value of 575*l.*, together with her receipt to Colonel Park for the same, and also the affidavits of Mr. Michael Lambert, James Rawleigh and Caleb Rawleigh, relating thereto.

A representation for repealing the Maryland Act [*fo.* 339, 402], mentioned in yesterday's minutes, was signed.

Maryland. *Representation repealing an Act.*

A letter from Mr. Crow, Governor of Barbadoes, dated the 17th of August, 1708, in answer to one from the Board of the 15th of April last, relating to negroes, was read, and the papers therein referr'd to, were laid before the Board and are as follows, vizt. :

Barbadoes. *Letter from Mr. Crow relating to negroes.*

Papers therein referr'd to.

> Account of negroes imported by private traders, from 1698; also an account of what negroes have been imported by the Company &c. mark't—A.
>
> Account of negroes imported to Barbadoes from the 24th of June, 1698, to December, 1707, taken out of the naval officers' books, mark'd—B.
>
> Account of the ten *per cent.* duty on negroes imported to Barbadoes, mark'd—C.

The draught of letters to Colonel Park and Brigadier Handasyd [*fo.* 342], were agreed and ordered to be transcribed.

Leeward Islands. Jamaica. *Letters to the Governors.*

November 24. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

The draught of a letter to Mr. Crow, Governor of Barbadoes [*vide infra*], was agreed and ordered to be transcribed.

Barbadoes. *Letter to Mr. Crow.*

Their lordships took into consideration the draught of a representation upon the memorial of Captain Vetch [*fo.* 336, 343],

New England. Plantations General.

1708.
Representation on Capt. Vetch's memorial.

mentioned in the minutes of the 17th instant, and made a progress therein.

November 25. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton, Sir Charles Turner.

Jamaica. Barbadoes. Leeward Islands. *Letters to the Governors.*

Letters to the Governors of Jamaica, Barbadoes, and the Leeward Islands, were signed [*fo.* 341, *vide supra*].

Plantations General. *Representation on Capt. Vetch's memorial.*

Their lordships again took into consideration the draught of a representation upon the memorial of Captain Vetch, mentioned in yesterday's minutes [*fo.* 342], and made a further progress therein; and agreed to reconsider the same on Monday morning next.

Col. Nicholson and Capt. Vetch summon'd.

Whereupon ordered [*fo.* 346] that Colonel Nicholson and Captain Vetch have notice to attend the Board at the same time.

November 26. Present :—Earl of Stamford, Lord Herbert of Cherbury, Mr. Monckton, Sir Charles Turner.

New Hampshire. *Memorial from Mr. Armstrong desiring to peruse papers relating to Mr. Allen's and Mason's title to New Hampshire.*

Mr. Armstrong, solicitor for Mr. Allin, attending, presented to the Board a memorial praying the perusal of several grants from the Council of Plymouth, and other papers lodged in this office, relating to Mr. Mason's title as proprietor to the province of New Hampshire [which] was read; whereupon ordered that he have the perusal of the said grants accordingly.

Jamaica. *Letter from Brigadier Handasyd.*

A letter from Brigadier Handasyd, Governor of Jamaica, dated the 24th of September, 1708, was read; where[upon] ordered that paragraph T of the said letter, desiring that a squadron from hence may meet the Jamaica fleet in the Soundings, be sent to Mr. Burchet [*vide infra*], for the information of the Lord High Admiral, and their lordships agreed to reconsider the said letter at their next meeting.

Extract sent to Mr. Burchet about a squadron to meet the fleet.

November 29. Present :—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton, Sir Charles Turner.

Jamaica. *Letter from Mr. Burchet.*

A letter from Mr. Burchet of the 27th instant, in answer to one of the 26th [*vide supra*] upon the extract of a letter from Brigadier Handasyd, desiring a squadron of men-of-war may meet the Jamaica fleet in the Soundings, signifying that the Lord Dursley has directions to look out carefully for them, and that there is a squadron preparing to relieve Commodore Wager &c. was read.

Squadron to meet the Jamaica fleet.

Barbadoes. *Mr. Patrick Meine of the Council designs not to return.*

Mr. Patrick Meine, one of the members of her Majesty's Councill in Barbadoes, attending, acquainted their lordships that he was newly arrived from thence, and that he did not design to return any more thither; and being asked some questions, he said that it would be very advantageous to the trade in those parts that there should be two convoys appointed yearly for that island, to bring off the crop, but that if the same could not be obtain'd, it was absolutely necessary that the annual convoy should sail in April at the latest, so as to be back again by Michaelmas following. He added in discourse that the three chief reasons

His opinion about convoys and

the heats and animosities of the Island.

1708.

of all the heats and animosities in the said island were the disputes that happen'd there about the choice of the Treasurer, who is annually appointed by their Money Bills; the difference between the Council and Assembly about naming the agents for negotiating the affairs of that island; and the Governor placing and displacing the militia officers, as to (*sic*) the several parties in the island prevailed; and therefore he was of opinion that if her Majesty appointed a Treasurer by patent, it would put an end to the disputes on that head.

Trade. Virginia. *Memorial from merchants. Exportation of tobacco to France and of wine thence.*

A memorial from the merchants of Virginia [*fo.* 374], containing reasons for incouraging the exportation of tobacco to France, and re-exporting wine from thence, was read.

Plantations General. New England. *Memorial from Capt. Vetch about number of inhabitants at Canada. Representation on Capt. Vetche's memorial.*

Captain Vetch and Colonel Nicholson attending [*fo.* 343, 351], Captain Vetch presented to their lordships a memorial relating to the number of the inhabitants at Canada, as well French as Indians, which was read; and their lordships proceeded further in the consideration of the draught of a representation (mentioned in the minutes of the 25th instant), agreed the same, and ordered it to be transcribed.

November 30. Present:—Earl of Stamford, Mr. Pulteney, Mr. Monckton, Sir Charles Turner.

Barbadoes. *Mr. Heysham and Mr. Royle with addresses, minutes and other papers from that Island.*

Mr. William Heysham and Mr. Royle attending, presented to their lordships the thirteen following papers, vizt.:

1. Address from the General Assembly of Barbadoes to her Majesty, complaining of their ill circumstances, and the misapplication of the duty of 4½ *per cent.*
2. An address from the Assembly of Barbadoes to her Majesty, praying leave to make a settlement on the Governor for house rent, and other conveniencies.
3. Address from the General Assembly and several other inhabitants of Barbadoes, acknowledging her Majesty's favour in dismissing Colonel Cleland and Colonel Holder from their imployments, as instruments of the oppression of that island.
4. Address from the General Assembly of Barbadoes [*fo.* 351], thanking her Majesty for the protection of the trade to America, complaining of the decay of that of Barbadoes, and praying for two convoys yearly for the fleets to be sent thither.*
5. Copy of an Act for the incouragement of the importation of money.
6. Minutes of the Assembly of Barbadoes in June and July, 1707, relating to provision to be made of house rent &c. for Mr. Crow.
7. Minutes of the Assembly of Barbadoes of the 31st of August, 1708, relating to presents to be disposed of by Mr. William Heysham and Mr. Royle, and appointing a Committee to correspond with them.

* [*Note in right hand margin*]:—The foregoing addresses were returned. Vide the minutes of the 1st December, 1708.

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8. Minutes of the Assembly of Barbadoes of the 4th September, 1708, upon the extract of a paper presented Mr. Crow by Mr. Sharp, Mr. Walker and Mr. Beresford, reflecting on Mr. Crow and the Assembly.
9. Copy of an address from the Assembly of Barbadoes to Mr. Crow, answering the extract of a paper presented to him by Mr. Sharp, Mr. Walker and Mr. Beresford.
10. Copy of an address from the Assembly of Barbadoes to Mr. Crow [*fo.* 350], relating to Mr. Walker's promoting the Act for paper credit &c.
11. Copy of Mr. Townsend's certificate, relating to a letter writ by Mr. Skene to Colonel Peers about commissions for his and Colonel Rouse's regiments, which the said Skene had denied.
12. Some positions relating to the General Assemblies appointing agents for managing affairs in Great Britain (exclusive of the Governor and Council).
13. Minutes of the Assembly of Barbadoes in July and August, 1706, relating to money to be advanced to the Governor, to endeavour to procure an abatement of the duty on sugars, and to defray his voyage to England.

All which their lordships agreed to take into consideration at the first opportunity.

Barbadoes. Trade.
Mr. Pindar and Gilligan.
Mr. Solicitor General's report about passes for four Spanish ships.

Mr. Pindar and Mr. Gilligan attending, the report of Mr. Solicitor General upon the petition of the said Pindar, praying her Majesty's passes for four Spanish ships &c. [*fo.* 319], mentioned in the minutes of the 9th instant, was read, and they were acquainted that their lordships were of the same opinion, and therefore could not offer anything to her Majesty so contrary to the Act of Navigation; after these gentlemen were withdrawn, their lordships gave directions [*fo.* 352] for preparing the draught of a representation thereupon.

Representation thereupon.

December 1. Present:—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton, Sir Charles Turner.

Barbadoes.
Mr. Gellibrand with memorial and other papers from Mr. Walker in answer to the address of the Assembly against him.

Mr. John Gellibrand attending, presented to their lordships a memorial (together with other papers relating thereto) from Mr. Walker, one of the members of her Majesty's Councill of Barbadoes, in answer to an address from the Assembly of that island to Mr. Crow for removing the said Walker from the Councill, for having been a promoter of the late Paper Act [*fo.* 348]; which memorial was read. Mr. Gellibrand also acquainted their lordships that Mr. Matthew Matson and Mr. Gilligan, if their lordships required it, were able to give them some informations in relation to the complaints made by Colonel Sharp, Mr. Walker and Mr. Beresford of Mr. Crow's male administration in the government of the said island.

Complaints of three of the Council against Mr. Crow.

Addresses from the Assembly of Barbadoes deliver'd to Mr. Heysham and Mr. Royle to be presented to her Majesty.

Mr. William Heysham and Mr. Royle attending, the four addreses, which they presented yesterday to their lordships were returned to them [*fo.* 347], and they were acquainted that they would do well to present the same to the Earl of Sunderland, to be laid before her Majesty for her pleasure thereupon. Then the other papers

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mentioned in yesterday's minutes were read; and ordered that Mr. Heysham and Mr. Royle be acquainted that the *Bill for the incouragement of the importation of money into Barbadoes*, was of no use; an Act having been past last session of Parliament here, entituled *An Act for ascertaining the rates of foreign coines in her Majesty's plantations.*

Bill about importation of money useless.

A letter to the Earl of Sunderland, together with a representation upon Captain Vetche's memorial [*fo.* 346], agreed the 29th instant, were signed.

Plantations General. New England. *Representation on Capt. Vetche's memorial.*

December 2. Present:—Earl of Stamford, Sir Philip Meadows. Mr. Pulteney, Mr. Monckton, Sir Charles Turner.

A representation upon the petition of Mr. Pindar to her Majesty [*fo.* 349, 353], praying passes for four Spanish or other ships to trade for negroes between Barbadoes and New Spain, as directed in the minutes of the 30th of the last month, was agreed and ordered to be transcribed.

Barbadoes. Trade. *Representation on the petition of Mr. Pindar for passes for four Spanish ships.*

A representation upon the complaints of Colonel Sharp, Mr. Walker and Mr. Beresford [*fo.* 337, 353], three of the members of her Majesty's Council of Barbadoes against Mr. Crow, Governor of that island, was agreed and ordered to be transcribed.

Barbadoes. *Representation on the complaints of three of the Council against Mr. Crow.*

December 3. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton, Sir Charles Turner.

A representation upon the petition of Mr. Pindar, as agreed at the last meeting [*fo.* 352], together with a letter to the Earl of Sunderland, inclosing the same, was signed.

Barbadoes. Trade. *Representation on petition of Mr. Pindar.*

A representation upon the complaints against Mr. Crow, Governor of Barbadoes [*fo.* 352; N. *fo.* 18], together with a letter inclosing the same to the Earl of Sunderland, as agreed at the last meeting, were signed.

Barbadoes. *Representation on complaints against Mr. Crow.*

The draught of a representation upon the extract of a letter from the Lord Galway [*fo.* 335, 356], relating to an Irish ship carrying barley from Rochell to Lisbon, mentioned in the minutes of the 17th of the last month, was agreed, and ordered to be transcribed.

Trade. *Representation on extract of letter from Lord Galloway. Barley carry'd from Rochelle.*

Sir Robert Davers attending, he acquainted their lordships that Patrick Meine, esquire, a member of her Majesty's Councill of Barbadoes, was come from that island, and did not design to return any more thither (as the said Maine had declared to the Board the 29th of the last month), and therefore Sir Robert Davers desired that his nephew Timothy Salter, esquire, might be constituted a member of the said Councill in the room of the said Patrick Mein [*fo.* 130; N. *fo.* 73]. Whereupon a representation proposing the said Salter to be a member of the said Councill accordingly, together with a letter to the Earl of Sunderland, inclosing the same, were signed.

Barbadoes. *Sir Robert Davers. Mr. Salter to be of the Council in the room of Mr. Meine.*

Representation thereupon.

A letter from Mr. Crow, Governor of Barbadoes, dated the 18th of August, 1708, was read, and the papers therein referr'd to laid before the Board, and are as follows, vizt.:

Letter from Mr. Crow.

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Papers therein referr'd to.

Address of the Assembly of Barbadoes to Mr. Crow on divers complaints made by three of the Councill touching his male administration &c.

A list of the baptisms and burials in the several parishes in Barbadoes from the 27th of May, 1707, to the 28th of August, 1708.

Abstract of causes determined in the Court of Common Pleas for the precincts of St. Michael's, from 16th June, 1708, to the 11th of August following &c.

Ditto for St. Andrews and Josephs from 25th June, 1708, to 23rd August following. Ditto for St. Thomas and St. James from 27th of April, 1708, to 23rd August following. Ditto for Christ Church and St. Philip's from 14th June, 1708, to 28th August following. Ditto for St. Peter's and St. Lucie's from 28th of April, 1708, to the 18th of August, 1708.

Naval officer's list of ships, from the 25th of March, 1708, to the 24th June following inclusive.

Minutes of Assembly, from the 18th May, 1708, to the 24th August following.

Minutes of Council, from the 4th of May, 1708, to the 30th of August following.

Barbadoes fleets not touching at the Maderas.

Whereupon their lordships agreed to enquire further into what Mr. Crow writes in paragraph D of the said letter, relating to the fleet's not touching at the Maderas.

December 6. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton, Sir Charles Turner.

Barbadoes.
Mr. Scot, a member of the Council, summon'd about his return to Barbadoes.

Upon consideration that Mr. Richard Scot, a member of her Majesty's Council of Barbados, has been long absent from that island, and their lordships not knowing whether he intend to return or no, ordered that he have notice to attend the Board on Wednesday morning next.

Trade.
Representation on letter from the Lord Galway about barley carried by an Irish ship from Rochell to Lisbon.
Letter to the Earl of Sunderland therewith.

A representation upon the extract of a letter from the Earl of Galway [*fo.* 353], relating to an Irish ship carrying barley from Rochelle to Lisbon, as agreed at the last meeting, together with a letter to the Earl of Sunderland, inclosing the same, were signed.

Memorial from Mr. Harris, Mr. Smith and other separate traders to Africa.

Mr. Harris and Mr. Smith attending, they presented to their lordships a memorial from themselves and other separate traders to Africa [*fo.* 16, 358], concerning that trade, together with the following papers relating thereto, which memorial was read :—

Papers received from them relating to that trade.

Account of negroes that have been, and are to be, imported from Africa to Jamaica by the Company and separate traders for the year 1708.

Extract of a letter from Mr. Freeman to Mr. Harris, relating to the designs carried on by the African Company to ruin the separate traders ; dated at Rio Gambia the 20th January, 1707.

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The fictitious account of the charge of the fort at Gambia for the year 1705, amounting to 6,941*l.* 11*s.* 8*d.*
Abstract of the charges of the fort at St. James's Island in the river Gambia, for the month of January, 1705.
Certificate of George Watts touching the forts at Gambia and Sierra Leon from 1698 to 1707.
Informations given by Mr. Bonham, Mr. Brethewer and Captain Chidley, touching the ill state of defence of the several forts belonging to the African Company at Acra, Commenda, Cape Coast Castle &c.

Jamaica. *Letter from Brigadier Handasyd.*

A letter from Brigadier Handasyd, Governor of Jamaica, dated the 24th September, 1708, mentioned in the minutes of the 26th of the last month, was again read, and the papers referr'd to therein were laid before the Board, and are as followeth, vizt. :

Papers therein referr'd to.

Letter from Mr. Puckle (attorney to Mr. Whitchurch) to Brigadier Handasyd, relating to the escheat of several negroes that belonged to the said Whitchurch &c.
List of prizes taken and condemned at Jamaica, from July, 1708, to the 20th of September following.
List of vessells arrived in Jamaica, with negroes belonging both to the Company and private traders, from 25th June, 1698, to 14th June, 1708.

December 7. Present :—Earl of Stamford, Lord Herbert of Cherbury, Mr. Pulteney, Sir Charles Turner.

Trade *to Africa.*

Their lordships took into consideration the papers presented them yesterday by Mr. Harris and Mr. Smith [*fo.* 356, 362], relating to the trade to Africa &c., and gave directions for preparing several queries to be sent, as well to the Company as the separate traders.

Queries thereupon.

Leeward Islands. *Letter from Col. Parke.*

A letter from Colonel Park, Governor of the Leeward Islands, dated the 23rd of August last, in answer to a letter from this Board of the 15th of April, 1708 [*fo.* 111], requiring an account of the number of negroes imported from Africa into the said islands, was read ; and the papers therein referr'd to were laid before the Board, and are as follows, vizt. :

Negroes imported from Africa.

Papers referr'd to in the said letter.

Account of negroes imported by the seperate traders to Antego, from the 24th of June, 1698, to the 25th December, 1707.
An account of what negroes have been imported to Antego, by the African Company from the 24th June, 1698, to the 25th December, 1707.
Account of negroes imported by the Royal African Company to Antego, from the 2nd of February, 170½, to the 26th August, 1707.

Second letter from Col. Parke.

A second letter from Colonel Park, dated at Antego the 24th of August, 1708, was read ; and the papers therein referr'd to were laid before the Board, and are as follows, vizt. :

Papers therein referr'd to.

Copy of the deposition of Major Wickham, relating to some intended complaints against Colonel Parke.
Address of the Lieutenant Governor and Council of Antigo to Colonel Parke, upon occasion of some intended complaints against him.

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Letter from the Councill of Antigua to Mr. Cary, agent for that island, directing him to oppose some intended complaints against Colonel Parke, dated the 24th August, 1708.

Address from Colonel Parke and the Lieutenant Governor and Councill of Antigua to her Majesty, upon the defeat of the attempts of the pretended Prince of Wales on Scotland.

Letter to the Earl of Sunderland with an address.

Whereupon ordered [*fo.* 362] that the draught of a letter to the Earl of Sunderland be prepared for transmitting the aforesaid address to her Majesty &c.

Third letter from Col. Parke.

A third letter from Colonel Park, dated at Antegua, the 24th of August, 1708, was read; and the papers referr'd to therein were laid before the Board, and are as follows, vizt.:

Papers therein referr'd to.

A Bill for ascertaining and declaring the elections of the representatives to serve in the Assembly of this island, in their rights, powers, authorities and priviledges, as drawn by said Assembly [*fo.* 363].

An Act for regulating elections and establishing the priviledges of Assemblies as amended by the Lieutenant Governor and Councill of Antigua.

Councill amendments to the Assemblies Bill of Priviledges.

Minutes of Councill in Assembly of Antigua, from the 18th of July, 1707, to the 17th of February, 170$\frac{7}{8}$.

Minutes of Councill in Assembly of Antegua, from the 1st March, 170$\frac{7}{8}$, to the 18th June, 1708.

Complaint of Mrs. Bowden.

Whereupon ordered [*fo.* 340, 362] that all the papers relating to the complaint of Mrs. Bowden, mentioned in paragraph F of the said letter be laid before the Board to-morrow morning, in order to their lordships forming a report thereupon to her Majesty.

December 8. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

Trade.
Letter to Mr. Perry for several accounts from the African Company.
Letter to Mr. Harris with queries to the separate traders for their answer.

A letter to Mr. John Perry, secretary to the Royal African Company [*fo.* 367, 395], for several of their accounts relating to that trade, from Michaelmas, 1707, to Michaelmas, 1708; as also a letter to Mr. Richard Harris [*fo.* 358, 393], inclosing several queries to be communicated to the separate traders to Africa, touching that trade, for their answers thereunto, mentioned in yesterday's minutes, were agreed and ordered to be sent.

Antegua.
Letter to the Earl of Sunderland with an address.

A letter to the Earl of Sunderland [*fo.* 360], inclosing an address from the Governor, Lieutenant Governor and Councill of Antegua to her Majesty, as directed yesterday, was signed.

St. Christopher's.
Mrs. Bowden's complaints under consideration.

Their lordships took into consideration all the papers relating to the complaint of Mrs. Bowden against Colonel Parke [*fo.* 361], as directed in yesterday's minutes, and read the said papers, which are as follows, vizt.:

Order of Councill of the 22nd of April, 1708, referring to the Board the petition of Mrs. Bowden, complaining of her being dispossess'd of a considerable estate in St. Christopher's by Colonel Parke.

Letter to Colonel Parke upon Mrs. Bowden's petition, complaining of his having dispossess'd her of an estate in St. Christopher's, dated the 30th of April, 1708.

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Letter from Colonel Parke, dated at Antigua the 24th August, 1708.

An agreement made between Colonel Parke and Mrs. Bowden for several negroes, oxen &c., belonging to the said Bowden in St. Christopher's, to the value of 575*l.*, together with her receipt for the same, also the affidavits of Mr. Lambert, James Rawleigh, and Caleb Rawleigh relating thereto.

Col. Lillingston summon'd.

And their lordships, being informed that Colonel Lillingston, brother to the said Mrs. Bowden, was in town, ordered [*fo.* 369] that he have notice to attend the Board on Tuesday morning next.

Antegua.
Papers consider'd.

Then their lordships proceeded in the consideration of the three following papers received from Colonel Parke, and are also mentioned in the minutes of yesterday, vizt. :

A Bill for ascertaining and declaring the elections of the representatives to serve in the Assembly of this island [*fo.* 360], and their rights, powers, authorities and priviledges, as drawn by said Assembly.

A Bill for regulating elections and establishing the priviledges of Assemblies, as amended by the Lieutenant Governor and Council of Antigua.

The Council's amendments to the Assembly's Bill of Priviledges.

And a letter to Col. Parke to be prepared thereon.

which were read, and directions given for preparing the draught of a letter to Colonel Parke thereupon.

December 9. Present :—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

New York.
Letter from the Lord Cornbury. Letter to the Earl of Sunderland. inclosing an extract thereof.

A letter from the Lord Cornbury, Governor of New York, dated 20th of August, 1708, shewing the advantage and facility of forcing the French from their settlements of Canada was read, whereupon a letter to the Earl of Sunderland, inclosing an extract thereof, was signed.

Newfoundland.
Answer to heads of enquiry.

A letter from Commodore Mitchell [*fo.* 374], with his answers to the heads of enquiry and additional instructions, and transmitting several other papers relating to the forts &c. in Newfoundland, dated at Falmouth the 2nd December, 1708, was read ; and the papers therein referr'd to were laid before the Board, and are as follows, &c. :

Papers referr'd to therein.

Commodore Mitchell's answer to the heads of inquiry, and to the additional instructions, sent to Mr. Burchet, the 12th of March, 170$\frac{7}{8}$.

Number of the inhabitants in Newfoundland, together with the state of the fishery there, anno 1708.

Captain Vane the engineer's account of necessaries wanting for the repair of the boom at Newfoundland &c.

Major Lloyd's account of provisions for Fort William and South Castle, in St. John's, at Newfoundland, dated 30th September, 1708.

A state of the provisions remaining in Newfoundland, as surveyed by order of Commodore Mitchell, the 29th June, 1708, and 15th October following.

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Account of provisions delivered to men sent out upon parties in Newfoundland &c.

Account of the number of days for which the men have been victualled in Newfoundland, dated the 30th of September, 1708.

Account of ordnance stores in Fort William and South Castle in Newfoundland, dated 4th October, 1708.

Account of what stores are wanting for the garrisons at St. John's in Newfoundland for the year 1709.

Muster roll of the Company of soldiers at Newfoundland, commencing the 25th of July, 1707, and ending the 2nd of August, 1708.

Whereupon their lordships agreed to take the said papers into consideration on Wednesday next; and ordered [*vide infra*], that Mr. Thurston have notice to attend the Board to-morrow morning.

December 10. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Trade.
Reference from the Earl of Sunderland on two memorials from Sir William Hodges for two passes.

A letter from the Earl of Sunderland, of the 7th instant, referring to the Board two memorials from Sir William Hodges, one for leave to export corn to Spain, the other for a pass for a Spanish ship to go to the Buenos Ayres, was read; and ordered [*fo.* 370] that Sir William Hodges have notice to attend the Board on Tuesday morning next.

Newfoundland.
Muster roll deliver'd to Mr. Thurston.

Mr. Thurston, agent for the soldiers at Newfoundland, attending, according to appointment, the muster roll of the company of soldiers at Newfoundland, commencing the 25th of July, 1707, and ending the 2nd of August, 1708, mentioned in yesterday's minutes, was given to him.

Carolina.
Letter from the Lords Proprietors in answer to one writ them the 10th of last month about goods seized.

A letter from the Lords Proprietors of Carolina, of yesterday's date, in answer to one writ them the 10th of the last month [*fo.* 325], relating to divers goods seized by the Government of Carolina, which were carrying by the Indian traders of Virginia to the Western Indians, signifying that in a few days they should be able to give an answer thereunto, was read.

Bermuda.
Sir John Bennet summond.

Ordered that a letter be writ to Sir John Bennet [*fo.* 340] to hasten his answer to the articles of complaint exhibited by Mr. Jones against Colonel Bennet.

December 13. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton, Sir Charles Turner.

Trade.
Letter from Mr. Perry. Accounts from Royal African Company.

A letter from Mr. Perry, secretary to the Royal African Company [*fo.* 361], promising several accounts desired by the secretary's letter of the 8th instant, was read.

Barbadoes.
Petition of Mr. Frere to be of the Council.

A petition from John Frere, esquire, praying that he may be appointed a member of her Majesty's Councill of Barbadoes, in the room of Colonel Richard Scot, who has been above five years absent from the said Councill, together with a certificate from divers merchants, giving a good character of the said Frere, were read; whereupon ordered [*fo.* 370] that the draught of a

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representation be prepared, proposing the said Frere to be a member of the said Council, accordingly.

Representation thereupon.

A letter from the Earl of Sunderland, of the 8th instant, referring to this Board two petitions from the Councill and Assembly &c. of the Bermuda Islands to her Majesty, the one praying that Mr. Jones, secretary and provost marshal of the said island, may not be restored to his offices there, the other praying that they may not be confined to load and unload their ships and vessells at St. George's &c., which letter of the 1st of the said petitions were read, and Sir John Bennet attending, he was acquainted that their lordships would hear as well the complaints of Mr. Jones against Colonel Bennet, mentioned in the minutes of the 12th of the last month [*fo.* 333], as those against the said Jones the 3rd of January next, provided Mr. Jones should by that time be ready prepared for the same ; whereupon ordered [*fo.* 370] that Mr. Jones have notice to attend the Board to-morrow morning.

Bermuda.
Letter from the Earl of Sunderland on petitions of the Council and Assembly against Mr. Jones and about loading &c. at St. Georges.

Hearing of complaints between Col. Bennet and Mr. Jones.

Mr. Jones summon'd

Letters to the Governours of Jamaica, Barbadoes and the Leeward Islands [*fo.* 372], were agreed and ordered to be transcribed.

Jamaica. Barbadoes. Leeward Islands.
Letters to the Governors.

December 14. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

Colonel Lillingston attending, as he had been desired the 10th instant [*fo.* 363], and being ask'd whether Mrs. Bowden was gone back to the Leeward Islands, he said that by letters he had received from her, dated in New England, he was informed that she was to go from thence about three months ago in a ship designed for the said islands, where he did beleive she might be arrived, and that she would then follow the directions of their lordships' letter in her behalf.

Leeward Islands.
Col. Lillingston. Mrs. Bowden. Complaint against Col. Parke.

Mr. Jones attending, according to appointment [*fo.* 369], and being acquainted that her Majesty had referred to this Board a petition and remonstrance from the Council and Assembly &c. of the Bermuda Islands, against him (mentioned in yesterday's minutes), and that they would hear councill thereupon the 3rd of the next month, as likewise on the 19 articles formerly exhibited against him by the said Councill and Assembly, if he could be ready prepared by that time, he said that he should not be then prepared, and therefore desired that he might have time till the first of February next, when he hoped to come prepared for the said hearing. And Mr. Jones being withdrawn, ordered that Sir John Bennet be acquainted with the said Jones's desire.

Bermuda.
Mr. Jones.

Hearing between him and Col. Bennet.

Sir John Bennet acquainted therewith.

A representation proposing Colonel John Frere to be a member of her Majesty's Council in the room of Colonel Richard Scot [*fo.* 368, 401], as directed in yesterday's minutes, was signed.

Barbadoes.
Representation. Col. Frere to be of the Council.

A letter to Colonel Park, Governor of the Leeward Islands, was signed.

Leeward Islands.
Letter to Col. Parke.

Sir William Hodges attending, as he had been desired the 10th instant [*fo.* 366], his two memorials referr'd to the Board by the Earl of Sunderland's letter of the 7th ditto, were read, and upon the memorial which relates to the exportation of corn to Spain, he

Trade.
Sir William Hodges.

His memorials about

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exporting corn to Spain &c.

said that it was undoubtedly for the advantage of this kingdom to export corn thither in British or Spanish ships, by reason of the returns, for corn was always sold in Spain for ready money; besides by exporting corn in Spanish ships the drawback would be saved. He added that there were some merchants who did send corn thither without such passes as he desired, but that he would not venture to do it, for though the Act for opening the trade to Spain may bear 'em out in it, yet he would not run the risk of the loss of the voyage, by disputes with the commanders of her Majesty's or Dutch ships of war, or privateers.

A pass for a ship to sail from Cales to Buenos Ayres.

As to the other memorial, which relates to a pass for the ship *San Antonio del Rosaria* to sail from Cales to Buenos Ayres, he said, besides the advantage in exporting a considerable quantity of our English manufactures, which would be sent to Cadiz to be loaded on board the said ship, it could no ways affect or prejudice the trade from the plantations in America, for that no ships belonging to her Majesty's subjects ever did trade to that place. Sir William Hodges being withdrawn, their lordships gave directions for preparing a representation [*fo.* 374], with their opinion that what Sir William Hodges desired may be granted.

Representation thereupon.

December 15. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Jamaica. Barbadoes. *Letters to the Governors.*

Letters to the Governors of Jamaica and Barbadoes [*fo.* 369], as agreed the 13th instant, were signed.

Barbadoes. *Letter from Col. Sharpe, Mr. Walker and Mr. Beresford.*

A letter from Colonel Sharp, Mr. Alexander Walker, and Mr. Samuel Beresford, three of the Council of Barbadoes, dated the 11th of October last was read; as also the papers therein referr'd to, which are as follows, vizt.:

Papers therein referr'd to.

Copy of a petition from several merchants in Barbadoes to the Assembly, against a Bill intended to be past in that House. As also the heads of the said Bill.

Mr. Crow's message to the Assembly, with their address to him upon the representation presented to him by Mr. Sharpe.

The answer of Colonel Sharp, Mr. Walker, and Mr. Beresford, to the Assembly's address upon their representation, presented to Mr. Crow.

Whereupon their lordships gave directions [*fo.* 375] for adding a postscript to the abovementioned letter to Mr. Crow.

Bermuda. *Mr. Jones to peruse Acts and Minutes &c. of Bermuda.*

The secretary acquainting their lordships that Mr. Jones had desired to have the perusal of the Acts and minutes of Councill and Assembly of Bermuda in order to the enabling him to make his defence to the complaints exhibited against him by the Councill and Assembly of the said island, ordered that he have the perusal of the said Acts and minutes, provided he do the same in this office.

Leeward Islands. Miscellanies. *Letter to the Earl of Sunderland in favour of Mr. Rhodes.*

Their lordships taking into consideration that paragraph of the minutes of the 27th of October last, relating to Mr. Rhodes [*fo.* 305, 381], ordered that the draught of a letter be prepared to the Earl of Sunderland, recommending him to be secretary of Jamaica,

1708.

Barbadoes, Virginia or Maryland, as any of those places shall become vacant.

December 16. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

Trade. Maryland. Virginia. *Merchants about incouragement of the tobacco trade.*

Mr. Richard Perry, Mr. Lintot, and other Virginia merchants attending [*fo.* 346], presented to their lordships a paper containing reasons for encouraging the exportation of tobacco to France, and at the same time acquainted their lordships that they did intend to print the same to be given to the members of the House of Commons, which paper was read.

Representation on two memorials from Sir William Hodges about exporting corn &c.

The draught of a representation upon the two memorials from Sir William Hodges [*fo.* 371, 375], one for leave to export corn to Spain, the other for a pass for a Spanish ship to go to the Buenos Ayres, as directed in the minutes of the 14th instant, was agreed and ordered to be transcribed.

Newfoundland. *Answer to heads of enquiry.*

The answer of Captain Mitchell, Commodore of the Newfoundland convoy, to the heads of enquiry [*fo.* 364, 398], and to the additional instruction (mentioned in the minutes of the 9th instant), together with the said heads of enquiry, were read, and several observations made thereupon, in order to their lordships discoursing with the said Commodore, upon his arrival in town.

Observations thereupon.

Barbadoes. *Postscript to the letter to Mr. Crow.*

The postscript to be added to the letter to Mr. Crow [*fo.* 373], as directed yesterday, was agreed and ordered to be transcribed.

December 17. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

Trade. *Representation on Sir William Hodges's memorial.*

A representation upon two memorials from Sir William Hodges [*fo.* 374], as agreed at the last meeting, together with a letter to the Earl of Sunderland, inclosing the same, were signed.

Virginia. *Letter from Col. Jennings.*

A letter from Colonel Jennings, President of the Councill of Virginia, dated the 20th of September, 1708, was read, and directions given for preparing an answer thereunto, and the following paper referr'd to therein, was laid before the Board, vizt. :

Minutes of Council.

Minutes of the Councill of Virginia, from the 15th of October, 1706, to the 30th of April, 1708.

Letter to Mr. Burchet with extract of Col. Jenings's about guard ships.

Whereupon ordered that paragraph D relating to the want of guardships for the defence of that colony, be sent to Mr. Burchet [*fo.* 383], and that he be desired to inform their lordships whether there be any guardships now attending that Government.

Maryland. *Letter from Col. Seymour.*

A letter from Colonel Seymour, Governor of Maryland, dated the 7th of September, 1708, was read, and directions given for preparing an answer thereunto, and the papers therein referr'd to were laid before the Board, and are as follows, vizt. :

Papers therein referr'd to.

Copy of an address from the Governor and Councill of Maryland to her Majesty, relating to the intended invasion of the French, on the northern part of Great Britain.

Account of ordinary licences granted in Maryland since October, 1703, to October, 1707, as also the names of the persons to whom the same was (*sic*) granted,

1708.

Number of Roman Catholicks in Maryland, amounting to 2,974.

Extract of the said letter to be sent Mr. Burchet about Commodore Huntington.

Whereupon their lordships agreed to represent paragraph B, relating to the want of counsellors, and gave directions [*fo.* 384] that paragraph G of the said letter [*fo.* 383, 417], complaining of Commodore Huntington's not giving him any account of the time appointed for the sailing of the convoys &c., be sent to Mr. Burchet for the information of the Lord High Admiral.

Bermuda.
Letter from Col. Bennet.

A letter from Colonel Bennet, Governor of Bermuda, dated the 12th of June, 1708, was again read, and the papers therein referr'd to were laid before the Board, and are as follows, vizt. :

Papers therein referr'd to.

List of the present counsellors in Bermuda, together with a list of persons' names to supply vacancies.

Account of ordnance and shot in Bermuda.

Affidavit of Mr. Davis, relating to the rents and profits, belonging to Mr. Jones, and clearing Colonel Bennet from having received any part thereof.

Affidavit of Colonel Penniston, declaring that he never set his hand to any paper relating to the good behaviour of Mr. Jones.

Tryal of Mr. Dunscomb at a Court of Quarter Sessions, the 18th July, 1706, for abusing Doctor Holland.

Captain Jones's account of powder money received by him, from the 27th of January, 170$\frac{4}{5}$, to the 30th August, 1706.

Mr. Jones's accounts of money received and paid by him in 1705, and 1706, in Bermuda.

The Treasurer's account of cash received from the tenants on all her Majesty's lands in Bermuda, with such disbursments as are appropriated thereto, from 24th June, 1701, to the 24th June, 1703.

The Treasurer's account of cash received and disbursed pursuant to three Acts for subsidies &c., from the 3rd July, 1701, to the 23rd July following.

Deputy Provost Marshal's account of receipts and disbursments of her Majesty's lands in Bermuda, from the 25th December, 1706, to the first of March, 170$\frac{7}{8}$.

The Treasurer's account of cash received, pursuant to an Act for a subsidy on all liquors, for the support of the Government, from the 3rd July, 1701, to the 24th June, 1704.

Naval officer's list of ships, from the 1st of October, 1705, to the 4th of April, 1706.

Naval officer's list of ships, from the 1st October, 1705, to the 3rd January, 170$\frac{5}{6}$.

Minutes of the Assembly of Bermuda, from the 12th February, 170$\frac{5}{6}$, to the 2nd March, 170$\frac{7}{8}$.

An Act for raising a summe of money, for the incouragement of persons to go to the kingdom of England, and defraying the expences of the same, to manage some emergent affairs of these her Majesty's islands—past the 19th December, 1707.

Additional clauses to an Act, entituled an Act for the raising a summe of money for the incouragement of persons to go to

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the kingdom of England, and defraying the expences of the same, to manage some emergent affairs of these her Majesty's islands—past 2nd January, 170⅞.

Bermuda.
Letters from Col. Bennet.

A second letter from Colonel Bennet, dated the 8th of April, 1708, was read.

A third letter from Colonel Bennet, dated the 4th of August, 1708, was read.

A fourth letter from Colonel Bennet, dated the 4th of August, 1708, was read.

A letter from Colonel Bennet to the secretary, dated the 4th of August, 1708, complaining of Mr. Castlemain's unfair proceedings in relation to him &c., was read.

A second letter from Colonel Bennet to the secretary, dated the 4th of August, 1708, touching his having returned an answer to the letter writ him about the house built by Colonel Day &c., was read.

New York.
Letter from Mr. Heathcote.
Naval stores, linen and woollen manufactures.

A letter from Caleb Heathcote, concerning his proposal about naval stores, and for preventing the people of New York from going on with their linnen and woollen manufacture &c. Dated the 3rd of August, 1708, was read.

Massachusets.
Letter from Col. Dudley.

A letter from Colonel Dudley, Governor of the Massachusets Bay, dated at Boston the 10th of July, 1708, was read, and directions given for preparing an answer, and the papers therein referr'd to were laid before the Board, and are as follows, vizt. :

Papers therein referrd to.

Proceedings of the Councill and Assembly of the Massachusets Bay, relating to their joining in an address to her Majesty upon the Union &c.

Resolves of the Assembly, relating to mony for Colonel Dudley, and the Treasurer of the Massachusets Bay &c.

Grievances complained of by the Assembly of the Massachusets Bay, with the Governor's and Council's answer thereunto &c.

Copy of a Bill for the better providing and furnishing of masts for her Majesty's Royal Navy.

Miscellanies. Leeward Islands.
Letter to the Earl of Sunderland in favour of Mr. Rhodes.

A letter to the Earl of Sunderland [*fo.* 373], recommending Mr. Rhodes to be secretary of Jamaica, Barbadoes, Virginia or Maryland, when any vacancy shall happen in any of those Governments, as directed the 15th instant, was signed.

Maryland. Pennsylvania.
Boundaries.
Letter to the Lord Baltimore and Mr. Penn.

Ordered that a letter be writ to the Lord Baltimore, and Mr. Penn [*fo.* 287, 382], signifying that it is a long time since they had promised to inform their lordships what agreement they should make in relation to the boundaries between Maryland and Pennsylvania, but their lordships, having no account of any such agreement being made, will think themselves obliged to report to her Majesty the matter, as it appears to them, without any further delay, unless the said Lord Baltimore and Mr. Penn do come to some speedy determination on that matter.

Carolina. Trade.
Letter to Mr. Lloyd.

Ordered that a letter be writ to Mr. Lloyd, to remind him of his promise of the 6th of July last [*fo.* 234, 387], relating to the illegal trade carried on between Carolina and Oporto.

1708.

December 20. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

Maryland. Pennsylvania. *Boundaries. Lord Baltemore.*

The Lord Baltimore attending, as he had been desired the 17th instant [*fo.* 381, 390], in relation to the boundaries between Maryland and Pennsylvania, he acquainted their lordships that he did intend to petition her Majesty to set aside an Order of Council, produced by Mr. Penn, of the 13th of November, 1685 (inserted in *Maryland Entries*, volume the 1st, *folio* 107), upon a report of the then Lords Committees of Trade and Plantations, to the late King James, touching the difference between his lordship and Mr. Penn, in relation to the said boundaries mentioned in the minutes of the 26th of April, 1708.

Virginia. *Grants of lands.*

Ordered that the letters and papers in this office, relating to grants of lands in Virginia, be laid before the Board on Wednesday morning next.

Virginia. Maryland. *Letter from Mr. Burchet. Guard ships for Virginia.*

A letter from Mr. Burchet, of the 18th instant, in answer to one of the same date [*fo.* 376], acquainting their lordships that her Majesty's ship the *Guardland* is appointed a guardship for Virginia, and will proceed on her voyage thither so soon as the trade is ready, and that he will enquire into the complaint made by Colonel Seymour against Commodore Huntington [*fo.* 377], was read ; whereupon ordered that the Virginia merchants be informed with what Mr. Burchet has writ as likewise with what Colonel Jennings says in his letter of the 20th of September, 1708 (read the 17th instant), relating to a sloop or briganteen and guardship for the defence of the said colony, and that, if they think the said sloop or briganteen necessary, they will do well to make application to the Lord High Admiral for the same.

Trade. *Letter to Mr. Baker. Exportation of wooll.*

Ordered that a letter be writ to Mr. Baker [L. *fo.* 377 ; *fo.* 409], for an account of his proceedings upon the coasts of Kent and Sussex, for preventing the exportation of wooll &c. since his last account delivered to their lordships, the 20th of November, 1707.

New Hampshire. *Order on representation upon address &c. about state of defence.*

Copy of an Order of Council of the 25th of November, 1708 [*fo.* 311], upon a representation on several addresses from New Hampshire and two memorials from Mr. Vaughan, agent for that province, relating to stores and other supplies wanting for the security thereof &c., approving the said representation, and referring the same to the Board of Ordnance, was read.

Leeward Islands. *Mr. Attorney General's report upon an Act about Courts of Justice.*

Mr. Attorney General's report in answer to a letter writ him the 24th of August last [*fo.* 288], upon a law past at Nevis, the 23rd of February, 170$\frac{3}{4}$, entituled *An Act for the establishing of Courts and settling due methods for the administration of justice in this island*, was read ; whereupon their lordships gave directions [*fo.* 385] for preparing a representation for repealing the said law, as also another to the same purpose, past at Nevis the 22nd of June, 1705, entituled *An Act for establishing Courts and settling due methods for the administration of justice throughout all her Majesty's Leeward Charibbee Islands in America.*

Maryland. *Representation. Counsellors.*

A representation proposing Mr. Philip Lynes, Mr. Thomas Addison, Mr. John Hall, and Mr. William Whittington, to be members of her Majesty's Councill of Maryland [*fo.* 377], as directed at the last meeting, was signed.

1708.

December 21. Present :—Earl of Stamford, Lord Herbert of Cherbury, Mr. Pulteney.

Their lordships took into consideration the draught of a representation for repealing two Acts past in the Leeward Islands [*fo.* 384, *vide infra*], mentioned in yesterday's minutes, and made a progress therein.

Leeward Islands. *Draught of a representation for repealing two Acts &c.*

December 22. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

The draught of a representation for repealing two Acts past in the Leeward Islands [*vide supra ; fo.* 386], mentioned in yesterday's minutes, was agreed and ordered to be transcribed.

Leeward Islands. *Draught of a representation on two Acts agreed.*

Mr. Merret attending, presented to their lordships a letter from Major Lloyd [*fo.* 75, 388], comander of the fort at St. John's in Newfoundland, together with several papers referr'd to therein, in answer to divers complaints exhibited against the said Lloyd by Captain Moody and Mrs. Benger.

Newfoundland. *Letter from Major Lloyd with several papers.*

Their lordships took into consideration the several letters and papers in this office relating to the patenting of lands in Virginia, contained in the minutes of the 20th instant, and made a progress therein.

Virginia. *Patents of lands under consideration.*

December 23. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton, Sir Charles Turner.

A representation for repealing two Acts past in the Leeward Islands [*fo.* 385, 398], as agreed at the last meeting, was signed.

Leeward Islands. *Representation repealing two Acts.*

Their lordships again took into consideration the several letters and papers in this office touching the patenting of lands in Virginia [*fo.* 382, 390], mentioned in the minutes of the 22nd December last, and gave directions for preparing the draught of a representation thereupon.

Virginia. *Patenting of lands.*

Representation.

1708–9.

January 3, 170$\frac{8}{9}$. Present :—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton, Sir Charles Turner.

A letter from Mr. John Lloyd, merchant, of the 30th of the last month, in answer to one writ him the 18th ditto [*fo.* 381], relating to the trade carried on between Carolina and Portugal &c., was read ; and directions given [*fo.* 390] for preparing the draught of a letter to the Earl of Sunderland thereupon.

Carolina. Trade. *Letter from Mr. Lloyd.*

An Order of Council of the 20th of September last [*fo.* 295, 392], referring to this Board the petition of Mr. Alexander Skeen, secretary of Barbadoes, to her Majesty, praying that he may not be dismissed from his said imployment till the proceedings against him be reviewed, and he be heard thereupon by his agent here, was read.

Barbadoes. *Order on petition of Mr. Skene.*

A petition from several masters of merchant ships, together with their affidavits that the said Mr. Skeen has not exacted or taken exorbitant fees from masters of ships trading to Barbadoes, was

Petition from masters of ships and affidavits in behalf of Mr. Skene.

1708–9.

also read, and directions given [*fo.* 392] for laying before their lordships on Friday morning next all the papers in this office relating to the complaints against the said Skeen.

Maryland. *Memorial from Sir Tho. Lawrence. Ordinary licences.*

Sir Thomas Lawrence attending, presented to their lordships a memorial with an account of the ordinary licences [*fo.* 56, 403], together with the valuation of the same from October, 1703, to October, 1707, &c., [which] were read; whereupon ordered that copies thereof be sent to Colonel Seymour for his observations thereupon.

Newfoundland. *Letter from Major Lloyd. Moody and Benger's complaint.*

A letter from Major Lloyd, commander of the garrison at St. John's in Newfoundland, together with several papers inclosed therein, containing answers to divers complaints exhibited against the said Lloyd by Captain Moody and Mrs. Benger [*fo.* 385], mentioned in the minutes of the 22nd of the last month, were read; whereupon ordered that the secretary do write to Mr. Thurston [*fo.* 389], agent to the company of soldiers at Newfoundland, for an account of the soldiers listed there by the said Major Lloyd, and further ordered that the papers and transactions of this Board touching the complaints of the said Benger be laid before their lordships on Monday morning next.

Letter to Mr. Thurston. Soldiers listed at Newfoundland.

Massachusetts. New Hampshire. *Letter from Colonel Dudley. Negro trade from Africa.*

Two letters from Colonel Dudley, Governor of the Massachusets Bay and New Hampshire, dated the 1st and 10th of October, 1708, touching the number of negroes brought to the said provinces directly from Africa, together with a list of vessells clear'd at Boston for Africa, from the 25th June, 1698, to the 25th of December, 1707, were read.

January 5. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

Newfoundland. *Mr. Thurston.*

Mr. Thurston, agent for the soldiers at Newfoundland, attending [*fo.* 388], as he had been desired, in relation to the men inlisted by Major Lloyd, commander of the garrison there, he presented to their lordships a list of the said recruits, which was read.

List of Recruits.

Maryland. Pennsylvania. *Boundaries. Lord Baltimore and Mr. Penn summon'd.*

Their lordships, taking into consideration that the Lord Baltimore and Mr. Pen had come to no resolution in relation to the boundaries between Maryland and Pennsylvania, ordered [*fo.* 382, 396] that the Lord Baltimore and Mr. Penn have notice to attend the Board on Wednesday morning next.

Carolina Trade. *Letter to the Earl of Sunderland.*

A letter to the Earl of Sunderland upon an information of an illegal trade carried on between Carolina and Portugal [*fo.* 387], mentioned in the minutes of the third instant, was signed.

Virginia. *Patenting lands. Representation.*

The draught of a report relating to the patenting of lands in Virginia [*fo.* 386, 391], as directed the 23rd of December last, was agreed, and ordered to be transcribed.

January 7. Present:—Earl of Stamford, Lord Herbert of Cherbury, Mr. Pulteney, Mr. Monckton, Sir Charles Turner.

Barbadoes. *Order of Council on Mr. Pilgrim's petition about his estate.*

An Order of Councill of the 30th December, 1708 [*fo.* 399], referring to the Board the petition of Mr. Thomas Pilgrim to her Majesty, praying to be restored to his estate in Barbadoes, of which he had been dispossessed by Mr. Crow, Governor of the said island, was read; whereupon ordered [*fo.* 399] that the said Pilgrim and

1708–9.

Mr. Fullerton have notice to attend their lordships on Thursday next, with such proofs as they may have to make good the allegations set forth in the said petition.

Mr. Pilgrim and Mr. Fullerton summond.

An Order of Council of the 30th of December, 1708, referring to the Board the petition of divers merchants, commanders of ships, and inhabitants of the Bahama Islands, to her Majesty, praying that the harbour of New Providence may be fortified, for securing the petitioners' trade in their passage through the said islands and the Gulph of Florida &c., was read; whereupon ordered that some of the persons concerned in the said petition have notice to attend their lordships on Friday next, and that a copy of the said referrence be sent to the Lords Proprietors of the said islands, and that they be acquainted that the petitioners are to be heard here on Fryday next [*fo.* 393], at which time their lordships, if they have anything to offer, will be heard also.

Bahama's.
Order of Council on merchants' petition about fortifying Providence.

Hearing appointed.

Letter to the Lords Proprietors.

A representation relating to the patenting of lands in Virginia, and to the boundaries between that province and Carolina [*fo.* 390, 412], as agreed the 5th instant, was signed.

Virginia.
Patenting lands and boundaries.
Carolina.
Representation.

Their lordships took into consideration the several papers in this office, relating to complaints against Mr. Skeen, mentioned in the minutes of the 3rd instant [*fo.* 387], and went through the same; whereupon ordered [*fo.* 394] that Mr. Tryon and Mr. Fullerton have notice to attend the Board on Tuesday morning next.

Barbadoes.
Complaints against Mr. Skene.

Mr. Tryon and Fullerton summond.

An Order of Councill of the 30th of December, 1708, approving Major Edward Tynt to be Governor of the province of Carolina, and directing this Board to take care that he do give the usual security for his due observance of the Acts of trade and navigation, was read, and the said Tynt attending [*fo.* 397], he was desired to bring the names of the persons he designed to be security for him, which he promised to do accordingly.

Carolina.
Order of Council approving Major Tynt Governor.

His sureties.

January 10. Present:—Earl of Stamford, Lord Herbert of Cherbury, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton, Sir Charles Turner.

Upon information that most of the Lords Proprietors of the Bahama Islands are out of town, and that it is uncertain how soon they may return; ordered [*fo.* 391, 418] that the hearing of the merchants and others concerned in the petition to her Majesty, relating to the said islands (mentioned in the minutes of the 7th instant) be put off from Friday, the 14th, to Friday, the 28th instant, and that the secretary do signify the same to Mr. Graves, to the end he may acquaint the said merchants therewith accordingly.

Bahama Islands.
Hearing of the merchants about fortifying Providence put off.

The draughts of letters to Colonel Dudley, Colonel Seymour, and Colonel Jennings [*fo.* 398], were read, and ordered to be transcribed.

New England.
Maryland.
Virginia.
Letters to the Governors &c.

January 11. Present:—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton, Sir Charles Turner.

1708–9.
Trade.
Papers from the separate traders to Africa.

Three papers lately received from the separate traders to Africa [*fo.* 362], were laid before the Board, and are as follows, vizt. :

Answer of the separate traders to several queries relating to that trade, sent them in the secretaries letter of the 8th of December, 1708, as also the two following papers referr'd to therein mark'd H and I, vizt. :

An account of ships sent from the ports of London and Bristol, for the coast of Africa, between Michaelmas, 1707, and Michaelmas, 1708, as well by the Company as separate traders, with the ten *per cent.* duty paid on each ship &c., as also an account of ships belonging to the separate traders that have been lost or miscarried for the above time.

An account of ships arrived with negroes at the plantations between Michaelmas, 1707, and July, 1708, together with an abstract of the number of negroes arrived at Barbadoes, between the 8th of April, 1698, and 29th of April, 1708.

Plantations General. Trade.
Letters to Secretaries of State for orders on representations &c.

Ordered that the draughts of letters be prepared to the Earl of Sunderland and to Mr. Secretary Boyle [*fo.* 397], desiring to know what has been ordered upon some of the representations of this Board, upon which their lordships have not been informed of her Majesty's pleasure.

Barbadoes.
Mr. Fullerton and Mr. Tryon. Complaints against Mr. Skene.

Mr. Fullerton and Mr. Tryon attending [*fo.* 392 ; N. *fo.* 15], according to appointment, touching her Majesty's order of referrence relating to Mr. Skeen, secretary of Barbadoes, mentioned in the minutes of the 7th instant, Mr. Fullerton said that there were now only two articles with which the said Skeen now stood charged, the one for exacting exorbitant fees, the other in relation to the 210*l.* given him by Mr. Guy Ball. To the first of these Mr. Fullerton said he was already enabled to clear the said Skeen, and make it appear that the complaint was unjust, and that in reasonable time he did not doubt but to prove that the said Skeen was innocent of the other matter charged against him. He added that he would in a few days acquaint their lordships when he should be ready to make Mr. Skeen's defence to the articles aforesaid.

Trade.
Papers from the Royal African Company.

The three following papers, being lately received from the Royal African Company [*fo.* 361], were laid before the Board, vizt. :

A letter from the Royal African Company, with their answer to several queries sent them in the secretaries letter of the 8th of December, 1708, relating to that trade.

Account of the Royal African Company's forts and castles in Guinea, from Michaelmas, 1707, to Michaelmas, 1708, with their charge ; also an account of negroes imported into the plantations from the 29th September, 1707, to the 29th September, 1708. Account of money called in and number of ships sent out.

Some general observations and particular remarks on the report of the Lords Commissioners for Trade and Plantations, dated the 3rd of February, 170$\frac{7}{8}$, upon the petition of the Royal African Company.

January 12. Present :—Earl of Stamford, Mr. Pulteney, Mr. Monckton, Sir Charles Turner.

1708–9.
Maryland. Pennsylvania. *Boundaries. Lord Baltimore and Mr. Penn.*

The Lord Baltimore and Mr. Pen attending, as they had been desired the 5th instant [*fo.* 390], his lordship acquainted the Board that he has had several meetings with Mr. Pen, in relation to the settling the boundaries between Maryland and Pennsylvania, but that they had not come to any agreement therein; whereupon they were acquainted that the Board was ready to hear them either by Council, or as they shall think fit, in pursuance of her Majesty's Order in Council of the 8th of January, 170$\frac{7}{8}$ [*fo.* 47]. But Mr. Penn declined coming to any such hearing, and insisted upon having the boundaries of his province settled according to the Order of Council of the 23rd of November, 1685 [Maryland Entries, volume the 1st, *folio* 18], and he presented to their lordships a paper, entituled The Case against the Lord Baltimore, and his lordship insisting to have the boundaries of his province settled pursuant to the limitations in his patent, their lordships gave directions for preparing a draught of a report upon the papers relating to the said boundaries that now lye before them.

Draught of report.

Carolina. *Sureties for Major Tynt nominated Governor.*

Major Tynt, nominated by the Lords Proprietors of Carolina, and approved of by her Majesty, to be Governor of that province, attending, and acquainting their lordships that Abraham Blackmore, of the Inner Temple, esquire, and David Ward, major of Marines, were to be his sureties [*fo.* 392, 408], ordered that a letter be writ to Mr. Lowndes touching the said Major Tynt's giving security in a bond of 2,000*l.* for his due observance of the Acts of Trade and Navigation accordingly.

Letter to Mr. Lowndes.

Plantations General. Trade. *Letter to the Earl of Sunderland for orders on representations.*

A letter to the Earl of Sunderland [*fo.* 394], inclosing a list of representations to her Majesty, to know what has been done therein, as directed in yesterday's minutes, was signed.

Another to Mr. Secretary Boyle.

A like letter to Mr. Secretary Boyle [*fo.* 394, 404] upon the same subject, also directed in yesterday's minutes, was signed.

New England. Maryland. Virginia. *Letters to the Governors.*

The letters to Colonel Dudley, Colonel Seymore, and Colonel Jenings [*fo.* 393], as agreed the 10th instant, were signed.

January 13. Present:—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton, Sir Charles Turner.

Leeward Islands. *Order of Council repealing two Acts.*

An Order of Council, of the 30th of December, 1708 [*fo.* 386, 401], upon a representation of the 23rd of the same month, proposing the repeal of two Acts past in the Leeward Islands, relating to Courts of Justice there, approving the said representation, was read.

Newfoundland. *Order of Council. Provisions, stores &c. to be sent.*

An Order of Councill, of the 9th instant [*fo.* 400], directing this Board to consider what quantity of provisions, stores and necessaries are requisite to be sent this year to Newfoundland, as well for the defence of the forts and garrison as the improvement of the trade and fishery there, was read, as also the several papers transmitted to their lordships by Commodore Mitchell [*fo.* 374], mentioned in the minutes of the 9th of the last month, and directions given for preparing the draught of a representation thereupon.

Papers from Commadore Mitchell.

Representation thereupon.

1708–9.

Maryland. Pennsylvania. *Order on Lord Baltemore's petition. Boundaries.*

An Order of Council, of the 9th of January, 170$\frac{8}{9}$ [*fo.* 404], referring to this Board the petition of the Lord Baltimore to her Majesty, praying that an Order of Council obtained by Mr. Penn in 1685, for dividing an istmus of land lying between the river and Bay of Delaware and the eastern sea on the one side, and Chesapeack on the other, may be set aside, was read; whereupon ordered that Mr. Penn have notice to attend the Board on Monday morning next.

Mr. Penn summon'd.

Barbadoes. *Mr. Pilgrim and Mr. Fullerton. Petition against Mr. Crow.*

Mr. Pilgrim and Mr. Fullerton attending [*fo.* 390], according to appointment, the Order of Council, referring to this Board the petition of the said Pilgrim to her Majesty, praying to be restored to his estate in Barbadoes, taken from him by Mr. Crow, Governor of the said island, mentioned in the minutes of the 7th instant, was again read; and Mr. Pilgrim produced to their lordships the writings by which he holds the estate, to prove his title thereto, as likewise the extracts of several letters from Major Pilgrim, his brother, with three others from his son, his cousin and nephew, all dated at Barbadoes, touching Mr. Crow's having levied upon the said estate, which were also read; and it appearing that the petitioner has not been dispossess'd of his lands, as set forth in his said petition, their lordships gave directions [*fo.* 406] for preparing the draught of a representation, for laying the same before her Majesty.

Papers relating thereto.

Representation thereupon.

Newfoundland. *Mr. Thurston. Provisions and stores to be sent thither.*

Mr. Thurston attending [*fo.* 398, 402], in relation to the provisions to be sent this year to Newfoundland, and being asked if he had any account from Major Lloyd of the state of the said provisions, or of the stores of war there, he said that he had not, but would lay before their lordships to-morrow morning a memorial of what would be wanting for the soldiers this year.

January 17. Present:—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton, Sir Charles Turner.

Leeward Islands. *Letter to Col. Parke with representation and Order repealing two Acts.*

The draught of a letter to Colonel Park [*fo.* 398, 406], Governor of the Leeward Islands, inclosing the copy of a representation for repealing two Acts past in the said islands, relating to the administration of justice &c., together with the Order of Council repealing the said Acts, was agreed and ordered to be transcribed.

Copy of an Order on representation proposing counsellors for St. Christopher's and Antigua.

Copy of an Order of Council, of the 25th of November, 1708 [*fo.* 338], upon a representation of the 22nd ditto, proposing Mr. Francis Phips and Mr. William Byam to be members of her Majesty's Council, the one at St. Christopher's, the other at Antego, approving the same, and directing the Earl of Sunderland to prepare warrants for her Majesty's signature for constituting and appointing them members of the said Councills, accordingly, was read.

Barbadoes. *Copy of an Order on representation for a new counsellor.*

Copy of an Order of Council, of the 30th of December, 1708 [*fo.* 370], upon a representation of the 14th ditto, proposing a dismission of Mr. Scot from the Council of Barbadoes, and that Mr. John Frere be appointed a member of her Majesty's Councill in that island in his room, approving the same, and directing the Earl of Sunderland to prepare a warrant for her Majesty's signature, for constituting and appointing him a member of the said Councill, accordingly, was read.

1708–9.

Copy of an Order of Councill of the 26th June, 1708 [*fo.* 211], upon a representation of the 22nd ditto for confirming two Acts passed in Jamaica to prevent negroes being evidence against Manual Bartholomew and John William, free negroes, approving the said representation, was read.

Jamaica. *Copy of an order on representation confirming two Acts.*

Copy of an Order of Councill of the 25th November, 1708 [*fo.* 341], upon a representation of the 23rd ditto, proposing the repeal of an Act past in Maryland in 1707, giving power to the farmers of the Lord Baltemore's rents to recover the arrear thereof, after expiration of their lease, approving the same, was read.

Maryland. *Copy of an order on representation repealing an Act about Lord Baltimore's farmers.*

A memorial from Mr. Thurston [*fo.* 400, 403], agent for the soldiers at Newfoundland, containing an account of necessaries to be sent this year for the service of the garrison there, was read; whereupon ordered that the said account of necessaries be incerted in the report directed to be prepared the 13th instant.

Newfoundland. *Memorial from Mr. Thurston. Necessaries for the garrison.*

Sir Thomas Lawrence attending [*fo.* 388], and desiring that the copies of his last memorial, relating to the ordinary licencies in Maryland, together with his valuation thereof, read the 3rd instant in answer to the account of the said licences transmitted by Colonel Seymour in his letter of the 7th of September, 1708, mentioned in the minutes of the 17th of December following, may not be sent to him, till the other papers daily expected from thence shall arrive; he was acquainted that their lordships would take the same into consideration, and Sir Thomas being withdrawn, their lordships resolved that copies of the said memorial and valuation of the ordinary licences abovementioned, be sent as at first directed.

Maryland. *Sir Thos. Lawrence. Ordinary licences.*

January 18. Present:—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

The draught of a representation [*fo.* 402, 406], relating to necessaries wanting at Newfoundland, as directed the 13th and 17th instant, was agreed, and ordered to be transcribed.

Newfoundland. *Representation. Necessaries wanting there.*

A letter from the Board of Ordnance, of this day's date, desiring a copy of the account of ordnance, powder, shot &c., remaining at Fort William and Mary in the province of New Hampshire [*fo.* 311, 406], marked B, annexed to the representation of this Board, signed the 8th of November, 1708, was read, and directions given for sending them a copy of the said account accordingly.

New Hampshire. *Letter from Board of Ordnance. Stores.*

Mr. Penn attending [*fo.* 399; N. *fo.* 5], he acquainted their lordships that he had presented a petition to her Majesty, praying that the Order of Councill upon the petition of Lord Baltemore to her Majesty for setting aside the Order of Councill obtained by him the said Penn in 1685, touching the boundaries between Maryland and Pennsylvania, might be suspended, and that he did beleive her Majesty's pleasure thereupon would be signified to this Board very speedily, whereupon he was acquainted that unless he did procure her Majesty's Order in a reasonable time to stay proceedings, their lordships should think themselves obliged to make a report upon the said order.

Maryland. Pennsylvania. *Mr. Penn. Boundaries.*

A letter from Mr. Secretary Boyle, of yesterday's date [*fo.* 398], in answer to one writ him the 12th instant, acquainting their

Trade. *Letter from Mr. Secretary Boyle.*

1708–9.
Order on representation about Bremen ships &c.

lordships that her Majesty had given directions to the Lord High Admiral, conformable to the representation of this Board, of the 17th of November, 1708 [*fo.* 335], relating to convoys for Bremen ships; and that, as yet, nothing had been ordered upon another representation of this Board, of the 12th of the same month [*fo.* 333], in relation to the granting passes for ships to sail from Spain to Great Britain or Holland, was read.

Passes for Spanish ships.

Miscellanies.
Accounts of incidents &c.

The accounts of incident charges of this office from Michaelmas, 1708, to Christmas following, were laid before the Board, and are as follows, vizt.:

	l.	*s.*	*d.*
The secretary's account of petty expences, amounting to	11	18	6
The stationer's account, amounting to	23	0	0
The post officer's account, amounting to	18	4	7
In all	53	3	1

Letter to the Lord High Treasurer.

And a letter to the Lord High Treasurer, to desire the payment thereof, as also of the salary due to the secretary and the other officers in the service of this commission for the same time, was signed.

January 19. Present:—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

Barbadoes.
Representation on Mr. Pilgrim's petition.

A representation upon the petition of Mr. Thomas Pilgrim [*fo.* 400], praying to be restored to an estate in Barbadoes taken from him by Mr. Crow, Governor of the said island, as directed the 13th instant, was signed.

Newfoundland.
Representation. Necessaries wanting.

A representation relating to necessaries wanting at Newfoundland [*fo.* 403; M. *fo.* 18, 19], as agreed at the last meeting, was signed.

New Hampshire.
Letter to the Board of Ordnance with account of stores.

A letter to the Board of Ordnance [*fo.* 404], inclosing a copy of the account of ordnance, powder, &c. remaining in Fort William and Mary in New Hampshire, mentioned in yesterday's minutes, was signed.

Leeward Islands.
Letter to Col. Parke.

A letter to Colonel Park, Governor of the Leeward Islands [*fo.* 401], inclosing the Order of Council of the 30th of December, 1708, for repealing two Acts past in the said islands, relating to Courts of justice, was signed.

Newfoundland.
Letter from Custome House Officers of Sandwich.

A letter from the Custome House officers at Sandwich, acquainting this Board that no ships have traded from thence to Newfoundland, from the 25th of December, 1707, to the 25th of December, 1708, was read.

Plantations General.
Letter from Mr. Dummer. Privateers.

A letter from Mr. Dummer, of the 17th instant, giving an account of the sailing of the *Frankland* packet boat to and from the West Indies, and that great complaints are made against the Act of Parliament about privateers, was read.

Barbadoes.
Letter from Mr. Sharp, Walker and Beresford, suspended counsellors.

A letter from Colonel Sharp, Mr. Walker and Mr. Berresford [*fo.* 409], three of the members of Councill in Barbadoes, giving an account of their being suspended from the Councill by Mr. Crow, dated the 2nd of November, 1708, was read.

1708–9.

A letter from Major Lloyd, commander of the garrison at St. John's in Newfoundland, dated the 15th of November, 1708, together with the two following papers referr'd to therein, were read.

Newfoundland. *Letter from Major Lloyd.*

Copy of a letter from Monsieur de Costebelle to Commodore Mitchell, dated at Placentia the 18th of October, 1708, sent by Mr. Woodward, who was prisoner there.

Captain Woodward's account of the state of the French at Placentia in Newfoundland in November, 1708.

Papers therein referr'd to.

Whereupon ordered [*fo.* 409] that a letter be writ to the Earl of Sunderland, inclosing a copy of the said account.

Letter to the Earl of Sunderland.

Major Tynte, Governor of Carolina, attending [*fo.* 397; N. *fo.* 11], he acquainted their lordships that Mr. Blackmore, one of the sureties he proposed the 12th instant, being to go into the country, he was obliged to propose Mr. Morgan in his stead, and prayed their lordships would please to direct the letter to Mr. Lownds might be alter'd; whereupon ordered that Mr. Morgan's name be inserted, and that of Mr. Blackmore left out, as Major Tynte had desired.

Carolina. *Major Tynt his sureties.*

Their lordships took into consideration a letter from Colonel Park, Governor of the Leeward Islands [*fo.* 409], dated the 3rd of November, 1708, and made a progress therein.

Leeward Islands. *Letter from Col. Parke.*

January 20. Present:—Earl of Stamford, Mr. Pulteney, Mr. Monckton, Sir Charles Turner.

The Earl of Stamford communicated to the Board a letter from Major John Pilgrim, one of the members of Councill in Barbadoes, to his lordship, of the 2nd of November, 1708, complaining of Mr. Crow's proceeding, which was read, and directions were given for preparing the draught of a letter to the Earl of Sunderland [*fo.* 407, 410], relating to the suspension of Colonel Sharp, Mr. Walker, and Mr. Beresford, from the Council in that island.

Barbadoes. *Letter from Major Pilgrim to the Earl of Stamford. Complaints against Crow. Letter to the Earl of Sunderland. Suspension of counsellors.*

A letter from Mr. Dummer, of yesterday's date, giving an account of the sailing of the *Cotton* packet boat, to and from the West Indies, was read.

Plantations General. *Letter from Mr. Dummer.*

Ordered that a letter be writ to Mr. Henry Baker [*fo.* 383], to hasten his answer to the letter writ him the 20th of December, 1708, for an account of his proceedings for preventing the exportation of wooll on the coasts of Kent and Sussex since his last account.

Trade. *Letter to Mr. Baker. Account of his proceedings against exportation of wooll.*

A letter to the Earl of Sunderland [*fo.* 408], inclosing a copy of Captain Woodward's account of the state of the French at Placentia in Newfoundland, as directed in yesterday's minutes, was signed.

Newfoundland. *Letter to the Earl of Sunderland. State of the French at Placentia.*

A letter from Colonel Park [*fo.* 408], Governor of the Leeward Islands, dated the 3rd of November, 1708, inclosing an address from the Lieutenant Governor and Councill of St. Christopher's, to her Majesty, in behalf of the said Colonel Park, justifying him from some complaints that are said to be coming against him, were read; whereupon a letter to the Earl of Sunderland, inclosing the said address, was signed.

Leeward Islands. *Letter from Col. Parke with address &c. in answer to complaints against him.*

Letter to the Earl of Sunderland.

1708–9.
Letter from Col. Parke.

Another letter from Colonel Park, of the 13th of November, 1708, was read, and the papers therein referr'd to were laid before the Board, and are as follows, vizt. :

Papers therein referr'd to.

Account of imports into Nevis, from the 25th May, 1706, to the 25th of October, 1708.

Account of exports from the island of Nevis, from the 25th of May, 1706, to the 25th of October, 1708.

Account of the number of negroes imported to Mountserrat, from the 24th June, 1698, to the 25th December, 1707.

Letter to Mr. Lownds. Illegal trade at Mountserrat.

Whereupon ordered that the last paragraph of the said letter, relating to a Danish ship trading at Mountserrat, be sent to Mr. Lownds, to be laid before the Lord High Treasurer.

January 21. Present :—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton.

Barbadoes.
Letter to the Earl of Sunderland. Suspended counsellors.

A letter to the Earl of Sunderland [*fo.* 409, 415], relating to Mr. Crow's having suspended Colonel Sharp, Mr. Walker, and Mr. Beresford, from their places in the Councill in Barbadoes, was signed.

Trade.
Leather and calf skins to be sold in Bruges.

Letter to Mr. Diston for persons concern'd to attend.

Mr. Pulteney communicated to the Board a paper entituled, Reasons why leather and calf skins should not be hindred to be sold in the city of Bruges, which was read ; and directions given for writing a letter to Mr. Josiah Diston, a member of Parliament, to desire him to signify to such persons as are here in town, and that are concerned in this matter, that they attend the Board on Wednesday next, and bring with them a memorial in writing, stating the matter of fact they complain of, as also that they do bring such proof as they are able of the allegations mentioned in the paper aforementioned.

Leeward Islands.
Letter from Col. Parke in answer to complaints.

A letter from Colonel Park, Governor of the Leeward Islands, dated the 14th of November, 1708 [*fo.* 275], in answer to the complaints against him, mentioned in the Board's letter of the 16th of August, 1708, were read, and the papers therein referr'd to were laid before the Board, and are as follows, vizt. :

Papers therein referr'd to.

A declaration from the officers belonging to the regiment in the Leeward Islands, in commendation of Colonel Parke &c.

Affidavits of the officers of the regiment in the Leeward Islands, relating to the complaints against Colonel Parke, sworn in Council the 12th November, 1708.

Whereupon their lordships gave directions for preparing a letter to Mr. Secretary Boyle [*fo.* 269 ; N. *fo.* 14], in answer to his of the 9th of August last, touching the said complaints.

Trade.
Order of House of Commons about African trade.

An Order of the House of Commons, dated yesterday, requiring this Board to lay before that House a state of the African trade, together with their observations thereupon, was read, and directions given [*fo.* 416], for preparing a report thereupon.

January 24. Present :—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney, Sir Charles Turner.

Virginia. Carolina.
Order of Council on representation relating to patenting lands and to bounds.

An Order of Councill of the 13th instant, upon a representation of the 7th ditto [*fo.* 391 ; N. *fo.* 3], relating to the patenting of lands in Virginia, and to the bounds between that colony and Carolina, approving the same, and directing the Board to propose

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to the Lords Proprietors of Carolina the issuing such a commission as is mentioned in the said representation &c., and that the manner of patenting lands in Virginia be in the methods proposed by the President and Councill of that colony &c., which Order of Councill was read; whereupon ordered [*fo.* 418] that, as to the first direction in the foregoing Order, relating to the commission, the draught of a letter to the Proprietors be prepared thereupon, and that, as to the method of patenting of land &c., mentioned in the said Order, ordered that the draught of an additional instruction to the Governor be prepared for her Majesty's royal signature.

Draught of a letter to proprietors to be prepared, proposing a Commission about setling bounds. Additional instruction to be prepared to Col. Hunter about method of patenting lands.

A letter from Mr. Crow, Governor of Barbadoes, dated the 23rd of September, 1708, was read, and the papers therewith transmitted were laid before the Board and are as follows, vizt. :

Barbadoes.
Letter from the Governor.

Papers of publick proceedings.

Mr. Crow's speech to the Assembly of Barbadoes, upon the representation of Mr. Sharp, Mr. Walker, and Mr. Beresford, complaining of his male administration, to which is annexed an extract of the said complaints.

Address of the Assembly of Barbadoes to Mr. Crow, upon divers complaints made by three of the Council touching his male administration &c.

Minutes of Council of the 30th August, 1708. Major Pilgrim sworn a member thereof. The Governor's reasons for adjourning the same.

Another letter from Mr. Crow, dated the 2nd of November, 1708, was read, and the papers therein referr'd to were laid before the Board, and are as follows, vizt. :

Another letter from the Governor.

Papers of publick proceedings.

Representation of Mr. Sharp, Mr. Walker, and Mr. Beresford, to Mr. Crow, touching his male administration.

Mr. Crow's answer to the representation of Mr. Sharp &c. [N. *fo.* 186], complaining of his administration &c.

Depositions and other papers, referr'd to in Mr. Crow's answer to Mr. Sharp &c.

The Assemblie's address of thanks to Mr. Crow for taking away the custome of ten *per cent.* deposit money in the Chancery.

Deposition of Mr. Alleyn and Mr. Salters about Mr. Berresford.

Minutes of Council of the 25th of September, 1708, suspending Mr. Sharp, Walker and Berresford.

Mr. William Walker's project for managing the government of Barbadoes, with Colonel Cleland's explanation thereof.

Naval officers' list of ships from the 25th June to the 24th September, 1708.

And their lordships made a progress in the consideration of the said papers, and gave directions for writing to Mr. Savage, secretary of the Customes, upon paragraph B of the said letter, relating to the remissness of the Custome House officers in the performance of their duty in that island.

Letter to Mr. Savage on what Mr. Crow writes about officers of the Custome House.

A letter to the Earl of Sunderland, informing his lordship that Mr. Crow had now given an account (received last Saturday night) of his having suspended Mr. Sharp, Mr. Walker, and Mr. Beresford from the Councill of Barbadoes [N. *fo.* 4; *fo.* 410], was signed.

Letter to the Earl of Sunderland about Mr. Crow's suspending three of the Council.

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Trade.
Referrence from the Earl of Sunderland on the petition of Mr. Diharce for a pass for a Spanish ship &c.

A reference from the Earl of Sunderland, of the 18th instant, upon the petition of P. Diharce in behalf of Gabriel Bowvy of Bilboa to her Majesty, praying her Majesty's passport for a Spanish ship to go from Bilboa to Ireland, there to lade beef, and to carry the same to the Spanish plantations in the West Indies, and afterwards to return to Bilboa, or any other port in Spain, with goods not prohibited, was read; whereupon ordered [*fo.* 417] that the forementioned Diharce have notice to attend the Board on Thursday morning next.

January 25. Present:—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton, Sir Charles Turner.

Trade.
Africa.
Report to the House of Commons.

Their lordships took into consideration the draught of a report to the House of Commons [*fo.* 412, 418], in pursuance of an order of that House, dated the 20th, and mentioned in the minutes of the 21st instant, requiring a state of the African trade, and this Board's observations thereupon, which was agreed, and ordered to be transcribed.

January 27. Present:—Earl of Stamford, Sir Philip Meadows, Mr. Pulteney, Mr. Monckton, Sir Charles Turner.

Trade.
Letter from Mr. Perry for copies of complaints (if any) against the African Company from America.
Answer.

A letter from Mr. John Perry, secretary to the Royal African Company [N. *fo.* 6], desiring copies of such complaints as they are apprehensive this Board may have received from the Plantations in America, relating to the trade to Africa, was read, and directions given for returning an answer thereunto.

Maryland.
Letter from Mr. Burchet.

Captain Huntington's answer to complaints.

A letter from Mr. Burchet, of the 24th instant, in answer to one writ him 18th December last [*fo.* 377] on the complaint of Colonel Seymour, Governour of Maryland, against Captain Huntington, for not sending notice of the time of his sailing from these parts, inclosing the said Huntington's answer to Colonel Seymour's complaint, was read.

Trade.
Mr. Dilharce.
Pass for a Spanish ship.

Mr. Peter Diharce attending according to appointment [*fo.* 415], in relation to the pass desired by him for a Spanish ship mention'd in the minutes of the 24th instant, and being asked if the said ship was to go empty from Bilboa to Ireland, he said that he could not tell, nor did he know to what port in the Spanish West Indies she was bound, and therefore he promised their lordships to write to his correspondent for a better information therein, and so soon as he should receive the same, he would acquaint their lordships therewith.

Bermuda.
Hearing between Bennet and Jones adjourn'd.

The secretary acquainted their lordships that Sir John Bennet and Mr. Jones were desirous that the hearing, appointed for the first of February, might be put off till after the term [N. *fo.* 24]; ordered that they be acquainted that their lordships have agreed to adjourn the said hearing to Monday, the 21st of February next.

Trade.
Answer to order of the House of Commons. African trade.

An answer to an Order of the House of Commons of the 20th instant [*fo.* 416], requiring a state of the African trade, was signed, and Mr. Pulteney was desired to present the same to the House, which he promised to do accordingly.

1708–9.
Carolina.
Virginia.
Letter to the Lords Proprietors. Bounds.

A letter to the Lords Proprietors of Carolina [*fo.* 413; N. *fo.* 43], relating to the boundaries between that province and Virginia, as directed the 24th instant, was signed.

January 28. Present:—Earl of Stamford, Mr. Pulteney, Mr. Monckton, Sir Charles Turner.

Bahama Islands.
Hearing upon the petition of several merchants about the state of those islands &c.

This day having been appointed for hearing the allegations in the petition of several merchants &c. [*fo.* 393], praying her Majesty to take the Government of the Bahama Islands into her hands, as also for hearing what the Lords Proprietors of the said islands might have to offer against the prayer of the said petition; Mr. Graves, with several other persons, attended on the one side, in behalf of the petitioners with Mr. Ayloff, their councill; and Mr. Ashley, with Mr. Phipps, councill for the Lords Proprietors, with several other gentlemen, attended on the other.

Then her Majesty's Order of Council, of the 30th of December, 1708, referring to the Board the foresaid petition, was read; whereupon the council were acquainted that they need not unnecessarily take up time in setting forth the advantage of the Bahama Islands to this kingdom, or the ill consequence it might be were they in the possession of the enemy, their lordships being fully apprized thereof.

Mr. Ayloff then said, that being so, he would only apply himself to show their lordships that the said islands had been several times plundered and ravaged by the French and Spaniards; that the Lords Proprietors have not taken any care for the security of her Majesty's subjects there, and have ever refused to do it, when they have been applied to, upon that account; and that if this did appear to their lordships, he hoped they would be of opinion that her Majesty do take the said islands under her imediate protection and government.

To prove that the Lords Proprietors had not taken care for the security of the said islands, and that they have been several times ravaged by the enemy, he called upon Mr. Graves; but Mr. Phipps admitting that the said islands have been several times plundered, Mr. Graves only said that he had lived in the said islands (on and off) for about 22 years, and that in all that time the proprietors had never sent but four barrils of powder, that he had himself apply'd several times to the said proprietors for stores of war, and other assistance, which sometimes they promised to give, but however nothing was sent; that about four years ago he delivered a memorial to their lordships, setting forth the ill state of the said islands and the necessity of protecting the same from the attempts of the enemy, but that he could obtain nothing, and that some of the said Lords Proprietors told him they would not be at any expence upon that account.

Then Mr. Ayloff produced John Ireland, who said he had lived 26 years there, and that all that time he never heard of any stores of war sent from the proprietors; that he was there about two years ago, and that there were not then above twelve families in those islands, whereas formerly there used to be, at the Island of Providence alone, above 150 families; that the side of the fort

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next the sea is down; that the guns are spiked up, and thrown over the wall; and that there is no form of government there.

Here Mr. Ayloff was desirous to rest the matter, hoping that their lordships were fully satisfied of the ill condition of the said islands, and that it was through the neglect of the proprietors.

Then Mr. Phipps admitted as above that the said islands have been plunder'd, but said he hoped to make it appear to their lordships that it was not through any default of the Lords Proprietors, but from the ill temper of the people there, for the Lords Proprietors had from time to time sent over Governours for the protection of the inhabitants, and that during such Governours' stay there the inhabitants had not been molested; and that their misfortunes have befallen them only since their having seized and sent home Captain Hasket, who was their Governor; and Mr. Phipps calling upon the foresaid Graves and Mr. Dogget (who had been secretary to the said Hasket) to make good this allegation, and asked them several questions the said Graves said, that Captain Hacket (*sic*) was Governor, that he was seized by the people and sent home, but that it was done for his tyranical and arbitrary proceedings; that the fort had 26 guns in it at the time when the said Hasket was seized, but that there was not above one barrell or a barrell and a half of powder, about six rounds of shot, and no small arms there at that time.

And the foresaid Dogget said that in his time there was in the magazine but a few carthridges filled with powder, that the fort was down to the seaside, as aforesaid, in Captain Hasket's time, and that, while the proprietors had Governors there, those islands have been plunder'd by the Spaniards, even in times of peace.

Then Mr. Phipps proceeded, and said that after the forementioned Hasket had been brought home, the proprietors sent over another Governor, Mr. Birch, who not staying upon the islands, they named another Mr. Holden, who had not yet receiv'd her Majesty's approbation; and he called upon Mr. Graves again, who said that 'twas true the foresaid Birch had been sent over, but that upon his arrival there he found the islands in so miserable a condition that, though the inhabitants offered him their assistance, and several masters of ships offered him powder and ammunition, yet he would not so much as publish his commission, but went away for Carolina.

Mr. Phipps then added that the said Birch deserting the islands was not to be imputed to the proprietors, who had done all that is possible for them to do, for these islands cannot be effectually secured without a maritime force, and he observed that the revenue of the said islands was about 800*l.* a year, which their lordships have wholly applied to the defence thereof; and he referred to Mr. Ashley, one of the proprietors, who said that the proprietors receiving no benefit or advantage from thence, he supposed the revenue was applied to the use of the publick there, but how much the annual revenue was he did not know, they not having received any account thereof from thence; and being asked by Mr. Phipps what stores of war the forementioned Holden was to have carried over with him, he said that there had been an agreement with Holden that he should carry over a considerable quantity with him; upon

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which the Board took notice, that the said Holden had acquainted them the 12th of June, 1707 (when his business was depending) that the Lords Proprietors did not intend to send over any stores of war; but that he intended to carry over a small quantity himself for sale.

Upon this Mr. Ayloff observed that, whatever the revenue of those islands might have been, when they were settled, it was not likely, now they are deserted, and have but 12 families inhabiting there, that it should amount to 800*l.* a year, and he concluded that he hoped it did appear to their lordships, even from the defence of the proprietors, that they intirely abandoned and neglected the defence of the said islands.

Both sides being withdrawn, their lordships gave directions for preparing the draught of a report upon the forementioned petition [N. *fo.* 2], with their opinion that her Majesty be pleased to take the said islands into her immediate protection and government.

Carolina. Virginia. *Letter to the Lords Proprietors of Carolina. Complaint about Indian traders.*

Ordered that the draught of a letter be prepared to the Lords Proprietors of Carolina [*fo.* 325; N. *fo.* 2], for their answer to the complaint made by Colonel Jennings, of goods seized in Carolina, belonging to the Virginia traders, sent to their lordships in the Board's letter of the 10th of November last.

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